

FEDERAL REGISTER



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Washington, Tuesday, March 17, 1942

The President

EXECUTIVE ORDER

REORGANIZATION OF THE NAVY DEPARTMENT AND THE NAVAL SERVICE AFFECTING THE OFFICE OF THE CHIEF OF NAVAL OPERATIONS AND THE COMMANDER IN CHIEF, UNITED STATES FLEET

By virtue of the authority vested in me by Title I of the First War Powers Act, 1941, approved December 18, 1941 (Public Law 354, 77th Congress), and other applicable statutes, and as Commander in Chief of the Army and Navy and as President of the United States, it is hereby ordered as follows:

1. The duties of the Commander in Chief, United States Fleet, and the duties of the Chief of Naval Operations, may be combined and devolve upon one officer who shall have the title "Commander in Chief, United States Fleet, and Chief of Naval Operations", and who shall be the principal naval adviser to the President on the conduct of the War, and the principal naval adviser and executive to the Secretary of the Navy on the conduct of the activities of the Naval Establishment. While so serving he shall have the rank and title of Admiral and shall receive the pay and allowances provided by law for an officer serving in the grade of Admiral.

2. As Commander in Chief, United States Fleet, the officer holding the combined offices as herein provided shall have supreme command of the operating forces comprising the several fleets, seagoing forces, and sea frontier forces of the United States Navy and shall be directly responsible, under the general direction of the Secretary of the Navy, to the President therefor.

3. The staff of the Commander in Chief, United States Fleet, shall be composed of—

(a) A Chief of Staff, who shall while so serving have the rank, pay, and allowances of a Vice Admiral, and who, in the temporary absence or incapacity of the "Commander in Chief, United States Fleet and Chief of Naval Operations",

shall act as Commander in Chief, United States Fleet;

(b) Such deputy and assistant chiefs of staff as may be necessary; and

(c) Such other officers as may be appropriate and necessary to enable the "Commander in Chief, United States Fleet, and Chief of Naval Operations" to perform as Commander in Chief, United States Fleet, the duties prescribed in Executive Order No. 8984¹ of December 18, 1941.

4. As Chief of Naval Operations, the officer holding the combined offices as herein provided shall be charged, under the direction of the Secretary of the Navy, with the preparation, readiness and logistic support of the operating forces comprising the several fleets, seagoing forces and sea frontier forces of the United States Navy, and with the coordination and direction of effort to this end of the bureaus and offices of the Navy Department except such offices (other than bureaus) as the Secretary of the Navy may specifically exempt. Duties as Chief of Naval Operations shall be contributory to the discharge of the paramount duties of Commander in Chief, United States Fleet.

5. The staff of the Chief of Naval Operations shall be composed of—

(a) A Vice Chief of Naval Operations, who shall while so serving have the rank, pay and allowances of a Vice Admiral. The Vice Chief of Naval Operations shall have all necessary authority for executing the plans and policies of the "Commander in Chief, United States Fleet, and Chief of Naval Operations" so far as pertains to the duties herein prescribed for the Chief of Naval Operations. In the temporary absence or incapacity of the "Commander in Chief, United States Fleet, and Chief of Naval Operations", he shall act as Chief of Naval Operations.

(b) An Assistant to the Chief of Naval Operations with the title of Sub Chief of Naval Operations, who shall have the rank of rear admiral and while so serving shall receive the pay and allowances of

¹ 6 F.R. 6569.

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a rear admiral, upper half, and such additional assistant Chiefs of Naval Operations as may be required; and

(c) Such other officers as may be considered to be appropriate and necessary for the performance of the duties at present prescribed for the Chief of Naval Operations.

6. During the temporary absence of the Secretary of the Navy, the Under Secretary of the Navy, and the Assistant Secretaries of the Navy, the "Commander in Chief, United States Fleet, and Chief of Naval Operations" shall be next in succession to act as Secretary of the Navy. In the temporary absence of all of these officers the Vice Chief of Naval Operations and the Chief of Staff, United States Fleet, respectively, shall be next in succession to act as Secretary of the Navy.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
March 12, 1942.

[No. 9096]

[F. R. Doc. 42-2195; Filed, March 13, 1942; 3:20 p. m.]

EXECUTIVE ORDER

POWER SITE RESTORATION No. 496. PARTIAL REVOCATION OF EXECUTIVE ORDER OF MARCH 27, 1913, CREATING POWER SITE RESERVE No. 348, AND OF EXECUTIVE ORDER OF DECEMBER 20, 1916, CREATING POWER SITE RESERVE No. 563

WYOMING

By virtue of the authority vested in me by section 1 of the act of June 25, 1910, c. 421, 36 Stat. 847, it is ordered as follows:

1. The Executive order of March 27, 1913, creating Power Site Reserve No. 348, is hereby revoked as to the following-described lands:

SIXTH PRINCIPAL MERIDIAN

T. 52 N., R. 102 W., that portion of lot 80 within secs. 2 and 3; sec. 3, lot 3.
T. 50 N., R. 104 W., sec. 7, lots 21, 45, and 46.
T. 50 N., R. 105 W., sec. 13, lots 1, 4, and 5.

2. The Executive order of December 20, 1916, creating Power Site Reserve No. 563, is hereby revoked as to the following-described lands:

SIXTH PRINCIPAL MERIDIAN

T. 53 N., R. 101 W.,
sec. 13, lots 3, and 4;
sec. 14, lots 4, and 5.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

March 13, 1942.

[No. 9097]

[F. R. Doc. 42-2205; Filed, March 14, 1942;
11:01 a. m.]

Rules, Regulations, Orders

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

CHAPTER II—AGRICULTURAL MARKETING SERVICE, AGRICULTURAL MARKETING ADMINISTRATION

PART 204—POSTED STOCKYARDS AND LIVE POULTRY MARKETS

NOTICE RELATIVE TO TWIN CITY SALE YARDS, LEWISTON, IDAHO¹

MARCH 13, 1942.

Whereas in accordance with the provisions of section 302 (b) of the Packers and Stockyards Act, 1921 (7 U.S.C. § 202 (b)), the Secretary of Agriculture posted the stockyard known as the Lewiston Livestock Commission Company, Lewiston, Idaho, as being subject to the provisions of said Act; and

Whereas it appears that said stockyard is now known as the Twin City Sale Yards, and is being operated by Andrew Nelson, doing business as the Twin City Sale Yards:

Therefore, it is ordered, That the notice of the posting of said stockyard be, and it hereby is, amended to show that the correct name of the stockyard is the Twin City Sale Yards, Lewiston, Idaho.

[SEAL]

GROVER B. HILL,
Assistant Secretary of Agriculture.

[F. R. Doc. 42-2231; Filed, March 14, 1942;
11:53 a. m.]

¹ Modifies list posted stockyards 9 CFR 204.1.

TITLE 16—COMMERCIAL PRACTICES

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. 4399]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

IN THE MATTER OF HEROLIN COMPANY, INC., ET AL

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product:* § 3.6 (x) *Advertising falsely or misleadingly—Results:* § 3.6 (y) *Advertising falsely or misleadingly—Safety:* § 3.71 (e) *Neglecting, unfairly or deceptively, to make material disclosure—Safety:* § 3.96 (a) *Using misleading name—Goods—Nature:* § 3.96 (a) *Using misleading name—Goods—Qualities or properties.* In connection with offer, etc., of respondents' medicinal and cosmetic preparations, as below set forth, or any other similar preparations, and among other things, as in order set forth, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means, to induce, etc., directly or indirectly, purchase in commerce, etc., of said medicinal and cosmetic preparations, which advertisements represent, directly or by implication, (a) that respondents' preparation "Original Herolin Beautifier Hair Dressing" penetrates to the roots of the hair; revives hair cells or causes hair to grow; furnishes necessary oils or nourishment to the hair; or prevents dandruff or other scalp ailments; (b) that respondents' preparation "Herolin Hair Gloss and Temple Oil" combines the properties of hair grower, brilliantine and pressing oil; promotes the growth of hair; or prevents hot combs or irons from burning the hair or scalp; (c) that respondents' preparation "Herolin Tetter Salve" will stop falling hair; possesses any therapeutic value in the treatment of dandruff in excess of softening dandruff scales and facilitating the removal thereof; or constitutes a cure for eczema, tetter or other skin infections or ailments due to systemic factors; (d) that respondents' preparation "Herolin Nayko Tablets" will relieve women from the pains suffered during the menstruation period; or will cure or relieve headaches, backaches, nausea, neuralgia or colds; (e) that respondents' preparation "Herolin Female Tonic" will cure, or have any therapeutic value in the treatment of, chronic functional irregularity of the female reproductive organs; or will relieve suppressed, painful or excessive menstruation; (f) that respondents' preparation "Herolin Moonbeam Pills" possesses any therapeutic value in the treatment of disorders of the liver; or constitutes a cure for sick headaches or nausea, or possesses any therapeutic value in the treatment thereof in excess of affording temporary relief when such conditions are due to constipation; (g) that respondents' preparation

"Herolin Moonbeam Tonic" will correct or cure systemic disorders of the stomach, kidneys or liver; will cure constipation, or is a competent or effective treatment therefor in excess of furnishing temporary relief; or constitutes a cure for headaches, biliousness, dizziness or back pains, or possesses any therapeutic value in the treatment thereof in excess of affording temporary relief when such conditions are due to constipation; (h) that respondents' preparation "Herolin Croup Salve" constitutes a cure for head or chest colds, croup, or inflammation or congestion of the respiratory tract, or that it possesses any therapeutic value in the treatment thereof in excess of affording soothing temporary relief from the discomforts associated with such conditions; (i) that respondents' preparation "Herolin Blood Tonic" will build blood, or has any therapeutic value in the treatment of boils, pimples, sores, skin infections, dizziness or any troubles arising from disordered conditions of the blood stream or from poor circulation; or which advertisements use the words "Blood Tonic" as a part of the name of said preparation or otherwise represent that said preparation is a blood tonic; (j) that respondents' preparation "Herolin Healing Oil" is capable of penetrating the skin to the muscles or joints; or constitutes a cure or remedy or a competent or effective treatment for rheumatism, lumbago, muscle cramps, sore muscles, sprains, stiff joints, neuralgia or lame back; or which advertisements use the word "Healing" as a part of the name of said preparation or otherwise represent that said preparation possesses healing properties; or which advertisements (k) fail to reveal that the continued use of their said "Herolin Blood Tonic" may result in chronic mercury poisoning, and that said preparation should not be used by those having tuberculosis or goiter; or which advertisements (l) fail to contain a warning against the repeated application of their said "Herolin Healing Oil" to the same place; prohibited, subject to the provision, however, as respects said prohibitions (k) and (l) that such advertisements need contain only the statement, "Caution: Use Only As Directed", if and when the directions for use, wherever they appear on the label, in the labeling, or in both label and labeling, contain a warning to the above effect. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Sup. IV, sec. 45b) [Cease and desist order, Herolin Company, Inc., et al., Docket 4399, March 9, 1942]

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product:* § 3.6 (x) *Advertising falsely or misleadingly—Results.* In connection with the offer, etc., in commerce, of respondents' so-called "curios" and "charms", including incense, powders, oils, lodestones, horseshoes and bones, or any other articles, and among other things, as in order set forth, representing

that said articles possess any mystic or supernatural powers; that they will bring to the wearer or user good luck, love, money, or success in love and marriage; or that they will charm or attract others; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Sup. IV, sec. 45b) [Cease and desist order, Herolin Company, Inc., et al., Docket 4399, March 9, 1942]

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Producer status of dealer or seller—Chemists:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Producer status of dealer or seller—Laboratory:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Producer status of dealer or seller—Manufacturer.* In connection with offer, etc., in commerce, of respondents' medicinal and cosmetic preparations, and so-called curios and charms, and among other things, as in order set forth, (1) using the word "Chemists", or any other word of similar import, to designate or describe respondents' business, or otherwise representing that respondents are chemists, or that they own, control or operate a chemical laboratory; and (2) using the unqualified word "Manufacturer", or any other word of similar import, to designate or describe respondents' business, or otherwise representing that respondents manufacture all of the products sold by them; prohibited, subject to provision, however, as respects said second prohibition, that such provision shall not be construed to prohibit the use of such term when its application is expressly restricted to that portion of respondents' products which is exported to foreign countries and which is in fact manufactured by respondents. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Sup. IV, sec. 45b) [Cease and desist order, Herolin Company, Inc., et al., Docket 4399, March 9, 1942]

§ 3.6 (i) *Advertising falsely or misleadingly—Free goods or service:* § 3.72 (e) *Offering deceptive inducements to purchase—Free goods.* In connection with offer, etc., in commerce, of respondents' medicinal and cosmetic preparations, and so-called curios and charms, and among other things, as in order set forth, using the word "free", or any other word of similar import, to designate or describe any articles of merchandise which are not in fact given free and without charge, or otherwise representing that any merchandise is given free or without charge when such is not the fact; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Sup. IV, sec. 45b) [Cease and desist order, Herolin Company, Inc., et al., Docket 4399, March 9, 1942]

In the Matter of Herolin Company, Inc., and Bert H. Rubin, Individually and as President of Herolin Company, Inc.

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 9th day of March, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondents, testimony and other evidence taken before a trial examiner of the Commission theretofore duly designated by it, in support of the allegations of said complaint and in opposition thereto, stipulation entered into between the attorney for the Commission and the attorney for respondents, report of the trial examiner upon the evidence, and brief in support of the complaint (no brief having been filed by respondents and oral argument not having been requested), and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondents, Herolin Company, Inc., a corporation, and its officers, and Bert H. Rubin, individually and as president of said corporation, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of their medicinal and cosmetic preparations herein-after named, or any other preparations of substantially similar composition or possessing substantially similar properties, whether sold under the same names or under any other names, do forthwith cease and desist from directly or indirectly:

1. Disseminating or causing to be disseminated any advertisement by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement represents, directly or by implication:

(a) That respondents' preparation "Original Herolin Beautifier Hair Dressing" penetrates to the roots of the hair; that it revives hair cells or causes hair to grow; that it furnishes necessary oils or nourishment to the hair; or that it prevents dandruff or other scalp ailments;

(b) That respondents' preparation "Herolin Hair Gloss and Temple Oil" combines the properties of hair grower, brilliantine and pressing oil; that it promotes the growth of hair; or that it prevents hot combs or irons from burning the hair or scalp;

(c) That respondents' preparation "Herolin Tetter Salve" will stop falling hair; that it possesses any therapeutic value in the treatment of dandruff in excess of softening dandruff scales and facilitating the removal thereof; or that it constitutes a cure for eczema, tetter or other skin infections or ailments due to systemic factors;

(d) That respondents' preparation "Herolin Nayko Tablets" will relieve women from the pains suffered during the menstruation period; or that it will cure or relieve headaches, backaches, nausea, neuralgia or colds;

(e) That respondents' preparation "Herolin Female Tonic" will cure, or have any therapeutic value in the treatment of, chronic functional irregularity of the

female reproductive organs; or that it will relieve suppressed, painful or excessive menstruation;

(f) That respondents' preparation "Herolin Moonbeam Pills" possesses any therapeutic value in the treatment of disorders of the liver; or that it constitutes a cure for sick headaches or nausea, or possesses any therapeutic value in the treatment thereof in excess of affording temporary relief when such conditions are due to constipation;

(g) That respondents' preparation "Herolin Moonbeam Tonic" will correct or cure systemic disorders of the stomach, kidneys or liver; that it will cure constipation, or is a competent or effective treatment therefor in excess of furnishing temporary relief; or that it constitutes a cure for headaches, biliousness, dizziness or back pains, or possesses any therapeutic value in the treatment thereof in excess of affording temporary relief when such conditions are due to constipation;

(h) That respondents' preparation "Herolin Croup Salve" constitutes a cure for head or chest colds, croup, or inflammation or congestion of the respiratory tract, or that it possesses any therapeutic value in the treatment thereof in excess of affording soothing temporary relief from the discomforts associated with such conditions;

(i) That respondents' preparation "Herolin Blood Tonic" will build blood, or that it has any therapeutic value in the treatment of boils, pimples, sores, skin infections, dizziness or any troubles arising from disordered conditions of the blood stream or from poor circulation; or which advertisement uses the words "Blood Tonic" as a part of the name of said preparation or otherwise represents that said preparation is a blood tonic; or which advertisement fails to reveal that the continued use of said preparation may result in chronic mercury poisoning, and that said preparation should not be used by those having tuberculosis or goiter: *Provided, however,* That such advertisement need contain only the statement, "Caution: Use Only as Directed", if and when the directions for use, wherever they appear on the label, in the labeling, or in both label or labeling, contain a warning to the above effect;

(j) That respondents' preparation "Herolin Healing Oil" is capable of penetrating the skin to the muscles or joints; or that it constitutes a cure or remedy or a competent or effective treatment for rheumatism, lumbago, muscle cramps, sore muscles, sprains, stiff joints, neuralgia or lame back; or which advertisement uses the word "Healing" as a part of the name of said preparation or otherwise represents that said preparation possesses healing properties; or which advertisement fails to contain a warning against the repeated application of said preparation to the same place: *Provided, however,* That such advertisement need contain only the statement, "Caution: Use Only as Directed", if and when the directions for use, whether they appear on the label, in the labeling, or in both label and

labeling, contain a warning to the above effect;

2. Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of said preparations, which advertisement contains any of the representations prohibited in paragraph 1 hereof, or which advertisement with respect to said preparations Herolin Blood Tonic and Herolin Healing Oil fails to comply with the affirmative requirements set forth in subparagraphs (i) and (j) above;

It is further ordered, That the respondents and their officers, agents, representatives and employees, as aforesaid, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of respondents' so-called "curios" and "charms", including incense, powders, oils, lodestones, horseshoes and bones, or any other articles, do forthwith cease and desist from:

Representing that said articles possess any mystic or supernatural powers; that they will bring to the wearer or user good luck, love, money, or success in love and marriage; or that they will charm or attract others;

It is further ordered, That the respondents and their officers, agents, representatives and employees, as aforesaid, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of respondents' medicinal and cosmetic preparations and so-called curios and charms, do forthwith cease and desist from:

1. Using the word "Chemists", or any other word of similar import, to designate or describe respondents' business, or otherwise representing that respondents are chemists, or that they own, control or operate a chemical laboratory;

2. Using the unqualified word "Manufacturer", or any other word of similar import, to designate or describe respondents' business, or otherwise representing that respondents manufacture all of the products sold by them; *Provided, however*, That this provision shall not be construed to prohibit the use of such term when its application is expressly restricted to that portion of respondents' products which is exported to foreign countries and which is in fact manufactured by respondents;

3. Using the word "free", or any other word of similar import, to designate or describe any articles of merchandise which are not in fact given free and without charge, or otherwise representing that any merchandise is given free or without charge when such is not the fact;

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing set-

ting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-2206; Filed March 14, 1942;
11:01 a. m.]

[Docket No. 4075]

PART 3—DIGEST OF CEASE AND DESIST
ORDERS

IN THE MATTER OF LOGAN-CACHE KNITTING
MILLS

§ 3.69 (b) *Misrepresenting oneself and goods—Goods—Identity*: § 3.69 (b) *Misrepresenting oneself and goods—Goods—Source or origin—Maker*: § 3.96 (a) *Using misleading name—Goods—Identity*: § 3.96 (a) *Using misleading name—Goods—Source or origin—Maker*. In connection with offer, etc., in commerce, of respondent's knitted wear, and among other things, as in order set forth, using the word "Loganknit" or "Loganknits" to designate or describe respondent's products, or otherwise representing, directly or by implication, that respondent's products are "Loganknits" or are the products of the Logan Knitting Mills and Garment Company, of Logan, Utah; prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Logan-Cache Knitting Mills, Docket 4075, March 9, 1942]

§ 3.69 (a) *Misrepresenting oneself and goods—Business status, advantages or connections—Connections and arrangements with others*: § 3.69 (a) *Misrepresenting oneself and goods—Business status, advantages or connections—Identity*. In connection with offer, etc., in commerce, of respondent's knitted wear, and among other things, as in order set forth, representing, directly or indirectly, that respondent is the same company as the Logan Knitting Mills and Garment Company, of Logan, Utah, or that respondent is in any manner associated or connected with said company; prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b). [Cease and desist order, Logan-Cache Knitting Mills, Docket 4075, March 9, 1942]

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—History*: § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Reputation, success or standing*. In connection with offer, etc., in commerce of respondent's knitted wear, and among other things, as in order set forth, representing, directly or indirectly, that respondent was established in 1890, or that it is the "Pioneer Knitters of the West", or that respondent was organized or established at any time prior to 1935; prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order,

Logan-Cache Knitting Mills, Docket 4075, March 9, 1942]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 9th day of March, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, testimony and other evidence taken before a trial examiner of the Commission theretofore duly designated by it, in support of the allegations of said complaint and in opposition thereto, report of the trial examiner upon the evidence, and briefs in support of and in opposition to the complaint (oral argument not having been requested), and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent, Logan-Cache Knitting Mills, a corporation, and its officers, agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of respondent's knitted wear in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the word "Loganknit" or "Loganknits" to designate or describe respondent's products, or otherwise representing, directly or by implication, that respondent's products are "Loganknits" or are the products of the Logan Knitting Mills and Garment Company, of Logan, Utah;

2. Representing, directly or indirectly, that respondent is the same company as said Logan Knitting Mills and Garment Company, or that respondent is in any manner associated or connected with said company;

3. Representing, directly or indirectly, that respondent was established in 1890, or that it is the "Pioneer Knitters of the West", or that respondent was organized or established at any time prior to 1935.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-2278; Filed, March 16, 1942;
11:38 a. m.]

[Docket No. 4555]

PART 3—DIGEST OF CEASE AND DESIST
ORDERS

IN THE MATTER OF FELDER BROTHERS, INC.,
ET AL.

§ 3.66 (a) *Misbranding or mislabeling—Composition*: § 3.69 (b) *Misrepresenting oneself and goods—Goods—Composition*: § 3.96 (a) *Using mislead-*

ing name—Goods—Composition. In connection with offer, etc., in commerce, of leather goods, imitation leather goods, novelties, and other similar products, (1) representing in any manner that products which are not manufactured wholly from the hide of an animal are leather or genuine leather; (2) using the words or legends "Genuine Leather Composition Barkhyde," "Composition Barkhyde" or the words "Barkhyde" or "leather," or any other word or words whose spelling or written appearance simulates or suggests the word "hide" or "leather" as descriptive of the composition of any products which are not made of leather, the hide of an animal; and (3) using the words "leather" or "hide" or any simulations thereof, in connection with or as descriptive of their products, made partly of leather and partly of other materials which simulate leather, unless that part which is leather and that part which simulates leather are clearly distinguished; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Felder Brothers, Inc., et al., Docket 4555, March 12, 1942]

In the Matter of Felder Brothers, Inc., a Corporation and Abraham Felder, David Felder and Louis Felder, Individually and as Officers of Felder Brothers, Inc.

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 12th day of March, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon complaint of the Commission, the answer of the respondents and a stipulation as to the facts entered into by counsel for respondents herein and counsel for the Commission which provides, among other things, that without further evidence or other intervening procedure, the Commission may issue and serve upon the respondents herein findings as to the facts and conclusion based thereon and an order disposing of the proceeding, and the Commission having made its findings as to the facts and conclusion that the said respondents have violated the provisions of the said Federal Trade Commission Act;

It is ordered, That the respondents, Felder-Brothers, Inc., a corporation, its officers, representatives, agents and employees and Abraham Felder, David Felder and Louis Felder, as individuals, and as officers of Felder Brothers, Inc., their representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of leather goods, imitation leather goods, novelties and other similar products in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing in any manner that products which are not manufactured wholly from the hide of an animal are leather or genuine leather;
2. Using the words or legends "Genuine Leather Composition Barkhyde,"

"Composition Barkhyde" or the words "Barkhyde" or "leather," or any other word or words whose spelling or written appearance simulates or suggests the word "hide" or "leather" as descriptive of the composition of any products which are not made of leather, the hide of an animal;

3. Using the words "leather" or "hide" or any simulations thereof, in connection with or as descriptive of their products, made partly of leather and partly of other materials which simulate leather, unless that part which is leather and that part which simulates leather are clearly distinguished.

It is further ordered, That the respondents shall, within sixty days after the service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-2275; Filed, March 16, 1942;
11:37 a. m.]

[Docket No. 4599]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

IN THE MATTER OF PRATT FOOD COMPANY

§ 3.6 (b) *Advertising falsely or misleadingly—Qualities or properties of products:* § 3.6 (x) *Advertising falsely or misleadingly—Results.* In connection with offer, etc., of respondent's "Pratt's Inhalant" and "Pratt's Poultry Regulator" for chickens, or any other similar preparations, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means, to induce, etc., directly or indirectly, purchase in commerce, etc., of said preparations, which advertisements represent, directly or through inference that respondent's "Pratt's Inhalant" (1) constitutes a competent or effective treatment for colds in fowl; (2) helps prevent serious respiratory diseases in chickens; (3) is a germicide or has antiseptic and healing properties; and, (4) prevents serious outbreaks of disease in chickens; or which advertisements represent, directly or by implication, that respondent's "Pratt's Poultry Regulator" will start all hens producing more eggs within fifteen days or within any other period of time; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Pratt Food Company, Docket 4599, March 9, 1942]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 9th day of March, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission, upon the complaint of the Commission and the answer of respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint and waives all intervening pro-

cedure and further hearing as to the said facts, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent, Pratt Food Company, a corporation, its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of its medicinal preparations for chickens designated "Pratt's Inhalant" and "Pratt's Poultry Regulator," or any other preparations of substantially similar composition or possessing substantially similar properties, whether sold under the same names or under any other names, do forthwith cease and desist from directly or indirectly:

1. Disseminating or causing to be disseminated any advertisement (a) by means of the United States mails or (b) by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement represents, directly or by implication:

(1) That respondent's preparation "Pratt's Inhalant" constitutes a competent or effective treatment for colds in fowl;

(2) That "Pratt's Inhalant" helps prevent serious respiratory diseases in chickens;

(3) That "Pratt's Inhalant" is a germicide or has antiseptic and healing properties;

(4) That "Pratt's Inhalant" prevents serious outbreaks of disease in chickens;

(5) That respondent's preparation "Pratt's Poultry Regulator" will start all hens producing more eggs within fifteen days or within any other period of time.

2. Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of said preparations, which advertisement contains any of the representations prohibited in paragraph 1 hereof.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-2276; Filed, March 16, 1942;
11:37 a. m.]

[Docket No. 4660]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

IN THE MATTER OF SAMUEL MARTIN, LTD.

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Foreign*

status, branches, etc.: § 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—Place—Foreign in general:* § 3.66 (a 15) *Misbranding or mislabeling—Foreign branches, plants or properties:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Place—Foreign, in general.* In connection with offer, etc. in commerce, of men's clothing and blankets, (1) using the word "London" in conjunction with respondent's name or in conjunction with any trade name used by respondent, or in any manner representing that the respondent's enterprise is a British corporation or an English concern; and (2) representing in any manner, directly or indirectly, that any merchandise sold and distributed by respondent is manufactured in the British Isles, unless the merchandise so described has been manufactured in the British Isles; prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Samuel Martin, Ltd., Docket 4660, March 9, 1942]

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Plant and equipment:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Producer status of dealer or seller—Manufacturer:* § 3.66 (e 15) *Misbranding or mislabeling—Plant and equipment:* § 3.66 (g) *Misbranding or mislabeling—Producer status of dealer or seller:* In connection with offer, etc., in commerce, of men's clothing and blankets (1) using the words "Factory, Leeds, England" or representing in any manner that the merchandise sold and distributed by respondent is manufactured by him, unless and until the respondent actually owns and operates or directly and absolutely controls the plant or factory in which such merchandise is manufactured; and (2) representing, directly or indirectly, that respondent operates a warehouse or other building in connection with his business for the storage of imported merchandise, unless such is the fact; prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Samuel Martin, Ltd., Docket 4660, March 9, 1942]

§ 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* § 3.66 (d) *Misbranding or mislabeling—Nature.* In connection with offer, etc., in commerce, of men's clothing and blankets, using the words "Imported Hudson Bay Blankets" and "Hudson Bay Blanket" or words of similar import in connection with and as descriptive of blankets sold and distributed by respondent, unless such blankets are the same as those sold and distributed by Hudson Bay Company, incorporated under the laws of England in 1670 with its principal place of business located in Vancouver, British Columbia; prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U.S.C., Supp.

IV, sec. 45b) [Cease and desist order, Samuel Martin, Ltd., Docket 4660, March 9, 1942]

In the Matter of Samuel Martin, Individually and Trading as Samuel Martin, Ltd.

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 9th day of March, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint, and states that he waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent, Samuel Martin, individually and trading as Samuel Martin, Ltd., or trading under any other name, his representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of men's clothing and blankets in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the word "London" in conjunction with respondent's name or in conjunction with any trade name used by respondent, or in any manner representing that the respondent's enterprise is a British corporation or an English concern.

2. Representing in any manner, directly or indirectly, that any merchandise sold and distributed by respondent is manufactured in the British Isles, unless the merchandise so described has been manufactured in the British Isles.

3. Using the words "Factory, Leeds, England" or representing in any manner that the merchandise sold and distributed by respondent is manufactured by him, unless and until the respondent actually owns and operates or directly and absolutely controls the plant or factory in which such merchandise is manufactured.

4. Representing, directly or indirectly, that respondent operates a warehouse or other building in connection with his business for the storage of imported merchandise, unless such is the fact.

5. Using the words "Imported Hudson Bay Blankets" and "Hudson Bay Blanket" or words of similar import in connection with and as descriptive of blankets sold and distributed by respondent, unless such blankets are the same as those sold and distributed by Hudson Bay Company, incorporated under the laws of England in 1670 with its principal place of business located in Vancouver, British Columbia.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[P. R. Doc. 42-2279; Filed, March 16, 1942; 11:38 a. m.]

[Docket No. 4664]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

IN THE MATTER OF OLANDO MANUFACTURERS

§ 3.66 (a7) *Misbranding or mislabeling—Composition:* § 3.71 (a) *Neglecting, unfairly or deceptively, to make material disclosure—Composition:* § 3.96 (a) *Using misleading name—Goods—Composition.* In connection with offer, etc., in commerce, of sweaters, (1) representing in any manner, or by any means, that respondents' products are composed of fibers or materials other than those of which such products are actually composed; (2) using the word "Kamelo", or any word or words of similar import or meaning, alone or in conjunction or connection with the picture of a camel, to describe, designate, or in any way refer to, any product which is not composed entirely of camel hair; and (3) advertising, offering for sale or selling fabrics, garments or other products composed in whole or in part of rayon, without disclosing the fact that such fabrics or products are composed of rayon; prohibited, subject to the provision, however, as respects said second prohibition, that in case of a product composed in part of camel hair and in part of other material, such as cotton or rayon, the words "Camel Hair" or "Kamelo", or other descriptive words, may be used to designate or describe the camel hair content when immediately accompanied by a word or words in equal size and conspicuousness accurately describing or designating each constituent fiber or material thereof; and subject to further provision, as respects said third prohibition, that when such fabrics or products are composed in part of rayon and in part of other materials, such fibers or materials, including the rayon, shall be named in the order of their predominance by weight, beginning with the largest single constituent. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Olando Manufacturers, Docket 4664, March 9, 1942]

In the Matter of Herbert Nebenzahl and Irving Nebenzahl, Individually, and Trading as Olando Manufacturers

At a regular session of the Federal Trade Commission, held at its office in

the City of Washington, D. C., on the 9th day of March, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of respondents, in which answer respondents admit all the material allegations of fact set forth in said complaint, and state that they waive all intervening procedure and further hearing as to the said facts, and the Commission having made its findings as to the facts and conclusion that said respondents have violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondents, Herbert Nebenzahl and Irving Nebenzahl, individually and trading as Olando Manufacturers, their employees, agents and representatives, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of sweaters or other garments in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Representing in any manner, or by any means, that respondents' products are composed of fibers or materials other than those of which such products are actually composed;

(2) Using the word "Kamelo", or any word or words of similar import or meaning, alone or in conjunction or connection with the picture of a camel, to describe, designate, or in any way refer to, any product which is not composed entirely of camel hair: *Provided, however*, That in the case of a product composed in part of camel hair and in part of other material, such as cotton or rayon, the words "Camel Hair" or "Kamelo", or other descriptive words, may be used to designate or describe the camel hair content when immediately accompanied by a word or words in equal size and conspicuousness accurately describing or designating each constituent fiber or material thereof;

(3) Advertising, offering for sale or selling fabrics, garments or other products composed in whole or in part of rayon, without disclosing the fact that such fabrics or products are composed of rayon, and when such fabrics or products are composed in part of rayon and in part of other materials, such fibers or materials, including the rayon, shall be named in the order of their predominance by weight, beginning with the largest single constituent.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-2277; Filed, March 16, 1942;
11:37 a. m.]

TITLE 30—MINERAL RESOURCES

CHAPTER III—BITUMINOUS COAL DIVISION

[Docket No. A-1132]

PART 334—MINIMUM PRICE SCHEDULE, DISTRICT NO. 14

ORDER GRANTING RELIEF IN THE MATTER OF THE PETITION OF DISTRICT BOARD NO. 14 FOR REVISION OF THE EFFECTIVE PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS PRODUCED AT MINE INDEX NO. 511 OPERATED BY PARIS PURITY COAL CO., A CODE MEMBER IN DISTRICT NO. 14

A petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been filed with the Bituminous Coal Division by District Board 14, requesting a revision of the price classifications and minimum prices for the coals produced at the No. 6 Mine (Mine Index No. 511) of the Paris Purity Coal Company, a code member in District 14;

A petition of intervention having been filed by the Paris Purity Coal Company;

Depositions of deponents for both the petitioner and intervenor having been taken before Ira D. Oglesby, a United States Commissioner, at the office of the Circuit Court in Fort Smith, Arkansas;

A hearing in this matter having been held pursuant to Orders of the Director and Acting Director, and after notice to all interested persons, before Floyd Mc-

Gown, a duly designated Examiner of the Division, at a hearing room thereof in Washington, D. C., and all interested persons having been afforded an opportunity to be present, adduce evidence, cross-examine witnesses, and otherwise be heard;

All parties having waived the preparation and filing of a report by the Examiner, and the record thereupon having been submitted to the undersigned;

The undersigned having made Findings of Fact and Conclusions of Law and having rendered an Opinion, which are filed herewith;

Now, therefore, it is ordered, That § 334.5 (*Alphabetical list of code members*) in the Schedule of Effective Minimum Prices for District No. 14 for All Shipments Except Truck be, and it hereby is, amended, effective fifteen (15) days from the date hereof as follows:

1. By deleting therefrom the present price classifications for the coals produced by No. 6 Mine (Mine Index No. 511) of the Paris Purity Coal Co. in Size Groups 3, 6, 7, 8, 18, and 19.

2. By establishing the following price classifications for the coals produced by the No. 6 Mine (Mine Index No. 511) of the Paris Purity Coal Co. and by assigning the corresponding minimum prices thereto:

Size groups.....	4	6	7	8	9	10	11	13	17	18
Price classifications	I	J	J	J	J	G	F	D	A	L

It is further ordered, That § 334.24 (*General prices for shipment into all market areas*) in the Schedule of Effective Minimum Prices for District No. 14 for Truck Shipments be, and it hereby is, amended, effective fifteen (15) days from the date hereof, as follows:

Size groups.....	4	6	7	8	9	10	11	13	17	18
Minimum prices.....	415	415	415	415	390	370	355	200	185	335

It is further ordered, That in all other respects the prayers for relief contained in the petition filed herein be, and they hereby are, denied.

Dated: March 13, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-2248; Filed, March 16, 1942;
10:37 a. m.]

[Docket No. A-1231]

PART 339—MINIMUM PRICE SCHEDULE, DISTRICT NO. 19

ORDER GRANTING RELIEF IN THE MATTER OF THE PETITION OF DISTRICT BOARD NO. 19, FOR REVISION OF THE PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS PRODUCED AT MINE INDEX NOS. 7

AND 203, FOR SHIPMENT BY TRUCK, IN DISTRICT NO 19

A petition having been filed with the Bituminous Coal Division pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, by the Bituminous Coal Producers Board for District No. 19; the petition requesting a reduction in the effective minimum prices of coal produced for truck shipment by the Twin Creeks Mine and Elkol Mine in District 19, Sub-district 1;

A hearing having been held in this matter on January 28, 1942, before D. C. McCurtain, a designated Examiner of the Division, at a hearing room of the Division in Cheyenne, Wyoming, at which all interested persons were afforded an opportunity to be present, adduce evidence, cross-examine witnesses, and otherwise be heard;

The preparation and filing of a report by the Examiner having been waived and the record thereupon having been submitted to the Acting Director;

The Acting Director having made Findings of Fact and Conclusions of Law and having rendered an Opinion which are filed herewith;

Now, therefore, it is ordered, That effective fifteen (15) days from the date hereof § 339.21 (*General prices in cents per net ton for shipment into all market*

Size group:-----	1	2	3	4	5	6	7	8	9	10	11	12	15	16	17
From: Prices-----	400	400	385	370	370	370	310	275	225	225	210	275	185	185	125
To: Prices-----	325	325	325	310	310	310	275	235	185	185	185	175	175	175	100

Dated: March 14, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-2247; Filed, March 16, 1942;
10:36 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

CHAPTER I—MONETARY OFFICES

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS IS- SUED PURSUANT THERETO

PUBLIC CIRCULAR NO. 17 UNDER EXECUTIVE
ORDER NO. 8389, APRIL 10, 1940, AS
AMENDED, AND REGULATIONS ISSUED PUR-
SUANT THERETO, RELATING TO TRANSAC-
TIONS IN FOREIGN EXCHANGE, ETC.

MARCH 13, 1942.

General License No. 13¹ is hereby
amended as follows:

(a) By deleting the word "Java" from
subdivisions (a) and (b) of paragraph
(1) thereof; and

(b) By deleting subdivisions (c) and
(d) from paragraph (1) thereof.

(2) General License No. 15² is hereby
amended as follows:

(a) By deleting the words "between
the United States and the Netherlands
East Indies and" from paragraph (1)
thereof; and

(b) By deleting the words "such
areas" from subdivisions (a) and (b) of
paragraph (1) thereof and substituting
therefor the words "the Netherlands
West Indies".

(3) General License No. 20³ is hereby
amended by deleting the words "the
Netherlands East Indies or" from the
first paragraph thereof.

(4) General License No. 21⁴ is hereby
amended by deleting the words "the
Netherlands East Indies or" from para-
graph (1) thereof.

(5) For the purpose of administering
the Order and complying with the pro-

¹ 6 F.R. 2788, 6792.

² 6 F.R. 2789.

³ 5 F.R. 2308; 6 F.R. 3349.

⁴ 6 F.R. 2790.

areas) in the Schedule of Effective Mini-
mum Prices for District No. 19 for Truck
Shipments, be and the same is hereby
amended by reducing the established
minimum f. o. b. mine prices for the coal
produced by the Twin Creeks Mine (Mine
Index No. 203), operated by Mike Mecca,
and the Elkol Mine (Mine Index No. 7),
operated by the Kemmerer Coal Com-
pany, in Subdistrict 1 of District 19, for
shipment by truck, as follows:

visions thereof, the Netherlands East In-
dies shall continue to be regarded as a
part of the Netherlands and not as a
part of the territory of any other
blocked country.

(6) Attention is directed to the fact
that, by reason of temporary control and
occupation by the military, naval, and
police forces and other authority of
Japan, the Netherlands East Indies is no
longer included within the generally
licensed trade area as defined in General
License No. 53.⁵ General License No. 53
is hereby amended by deleting the words
"the Netherlands East Indies" from sub-
division (a) of paragraph (3) thereof.
(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2,
48 Stat. 1; 54 Stat. 179; Public, No. 354,
77th Congress; E.O. 8389, April 10, 1940,
as amended by E.O. 8785, June 14, 1941,
E.O. 8832, July 26, 1941, E.O. 8963, De-
cember 9, 1941, and E.O. 8998, December
26, 1941; Regulations, April 10, 1940, as
amended June 14, 1941, and July 26,
1941)

E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 42-2233; Filed, March 14, 1942;
12:17 p. m.]

PART 132—GENERAL RULINGS UNDER EX- ECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

GENERAL RULING NO. 6A, UNDER EXECUTIVE
ORDER NO. 8389, APRIL 10, 1940, AS
AMENDED, AND REGULATIONS ISSUED PUR-
SUANT THERETO, RELATING TO TRANSAC-
TIONS IN FOREIGN EXCHANGE, ETC., AND
SECTION 5 (b) OF THE TRADING WITH THE
ENEMY ACT, AS AMENDED, BY THE FIRST
WAR POWERS ACT

MARCH 13, 1942.

§ 132.6a *General Ruling No. 6A.* United States and foreign currency sent,
mailed, imported or otherwise brought
into the United States from any blocked
country not within the generally licensed
trade area, or from, by, or on behalf of
any person whose name appears on "The
Proclaimed List of Certain Blocked Na-
tionals", and the receiving or holding
in the United States of such currency so
brought into the United States shall be

⁵ 6 F.R. 3946, 6792.

subject to the provisions of General Rul-
ings Nos. 5 and 6 in the same manner as
if such currency were securities. (Sec.
5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat.
1; 54 Stat. 179; Public, No. 354, 77th Con-
gress, 55 Stat. 838; E.O. 8389, April 10,
1940, as amended by E.O. 8785, June 14,
1941, E.O. 8832, July 26, 1941, E.O. 8963,
December 9, 1941, and E.O. 8998, Decem-
ber 26, 1941; Regulations, April 10, 1940,
as amended June 14, 1941, and July 26,
1941)

E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 42-2234; Filed, March 14, 1942;
12:17 p. m.]

TITLE 32—NATIONAL DEFENSE CHAPTER VI—SELECTIVE SERVICE SYSTEM

[Amendment No. 19, 2d Edition]

PART 611—DUTY AND RESPONSIBILITY TO REGISTER

As Director of Selective Service, I
hereby amend the Selective Service Reg-
ulations, Second Edition, Part 611,² in
the following respects:

1. By adding a new subheading at the
beginning of the table of contents and
preceding §§ 611.1 to 611.5, inclusive, to
read as follows: "In General."

2. By changing the title of § 611.3 in
the table of contents to read: "Every
male person entering the United States
must register."

3. By deleting § 611.3 and substituting
therefor the following:

§ 611.3 *Every male person entering
the United States must register.* Every
male citizen and every other male per-
son, except a person within one of the
categories specifically excepted by the
provisions of § 611.13, who is within the
age group of persons who have been re-
quired by the first or any subsequent
proclamation of the President to present
themselves for and submit to registration
and who is not within one of the several
States of the United States, the District
of Columbia, Alaska, Hawaii, or Puerto
Rico on the day fixed for registration of
persons within such age groups shall
present himself for and submit to reg-
istration before a local board when he
thereafter returns to or for the first time
enters any State of the United States,
the District of Columbia, Alaska, Hawaii,
or Puerto Rico. (54 Stat. 835; 50 U.S.C.,
Sup. 301-318, inclusive; E.O. 8545, 5 F.R.
3779)

Effective immediately upon the filing
hereof with the Division of the Federal
Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1942.

[F. R. Doc. 42-2255; Filed, March 16, 1942;
11:12 a. m.]

² 6 F.R. 6841; 7 F.R. 855.

[Amendment No. 20, 2d Edition]

PART 611—DUTY AND RESPONSIBILITY TO REGISTER

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 611,¹ in the following respects:

1. By adding at the end of the table of contents two new subheadings and four new sections as follows:

PROCEDURE FOR DETERMINING WHEN ALIEN IS RESIDING IN THE UNITED STATES

Sec.

- 611.21 What aliens may apply for a determination.
- 611.22 Determination by local board.
- 611.23 Appeal to Director of Selective Service from local board's determination.
- 611.24 Determination by Director of Selective Service.
- 611.25 Action of local board following determination by Director of Selective Service.
- 611.26 Alien's second or subsequent application for determination.
- 611.27 Effect of pending application.
- 611.28 Effect of determination.

ALIEN'S CERTIFICATE OF NONRESIDENCE

- 611.31 Care and custody of certificates.
- 611.32 Register of nonresident aliens.
- 611.33 The effect of failure to have certificate in personal possession.
- 611.34 Wrongful possession of, or making, altering, forging, or counterfeiting, certificate prohibited.
- 611.35 Issuing a duplicate of a lost, mislaid, stolen, or destroyed certificate.
- 611.36 Surrender of certificate before leaving the United States.

2. By adding the following eight new sections to this part:

PROCEDURE FOR DETERMINING WHEN ALIEN IS RESIDING IN THE UNITED STATES

§ 611.21 *What aliens may apply for a determination.* (a) Within the time specified in paragraph (b) of this section, a nondeclarant alien who has entered or hereafter enters the United States in a manner prescribed by its laws may file with his local board (if he is registered) or with the local board where he is at the time located (if he is not registered) an Alien's Application for Determination of Residence (Form 302), requesting that the local board determine whether he is "a male person residing in the United States" within the meaning of section 2 and section 3 of the Selective Training and Service Act of 1940, as amended. An Alien's Personal History and Statement (Form 304) must be filed with such application.

(b) An Alien's Application for Determination of Residence (Form 302) must be filed within the following time:

(1) If a nondeclarant alien has entered the United States prior to February 16, 1942, in a manner prescribed by the laws of the United States and desires to have a determination made under the provisions of paragraph (a) of this section, he must file such application on or before May 16, 1942; or

(2) If a nondeclarant alien enters the United States on or after February 16, 1942, in a manner prescribed by the laws

of the United States and desires to have a determination made under the provisions of paragraph (a) of this section, he must file such application within 3 months after the date of his entrance into the United States.*

*Issued under the authority contained in 54 Stat. 885; 50 U.S.C. Sup. 301-318, incl.; E.O. 9545, 5 F.R. 3779.

§ 611.22 *Determination by local board.* (a) As soon as possible after an alien who is entitled to do so files with the local board an Alien's Application for Determination of Residence (Form 302), together with an Alien's Personal History and Statement (Form 304), the local board shall determine whether such alien is "a male person residing in the United States" within the meaning of section 2 and section 3 of the Selective Training and Service Act of 1940, as amended.

(b) If the local board determines that such alien is "a male person residing in the United States" within the meaning of section 2 and section 3 of the Selective Training and Service Act of 1940, as amended, it shall mail to such alien a Notice of Determination of Alien's Residence (Form 305).

(c) If the local board determines that such alien is not "a male person residing in the United States" within the meaning of section 2 or section 3 of the Selective Training and Service Act of 1940, as amended, it shall also determine the period of time such alien may continue to remain in the United States without becoming "a male person residing in the United States," and the last day of any period thus determined shall be known as the expiration date.

(d) When the determination referred to in paragraph (c) of this section has been made by the local board, it shall (1) prepare an Alien's Certificate of Nonresidence (Form 303), recording thereon the expiration date; (2) notify the alien to report to the office of the local board; and (3) require the alien, when he reports, to sign the Alien's Certificate of Nonresidence (Form 303) in the presence of a member or the clerk of the local board. The member or the clerk of the local board in whose presence the alien signs the Alien's Certificate of Nonresidence (Form 303) shall then sign the certificate on behalf of the local board and shall deliver the certificate to the alien. If the alien has registered, he shall be required to surrender his Registration Certificate (Form 2) to the local board before such member or clerk delivers the Alien's Certificate of Nonresidence (Form 303) to him. If the alien has registered and delivers his Registration Certificate (Form 2) to the local board, such Registration Certificate (Form 2) and the Registration Card (Form 1) for the alien shall be canceled by marking across the faces thereof the words "Canceled—Nonresident Alien," and each such canceled Registration Certificate (Form 2) and such canceled Registration Card (Form 1) shall be retained in the files of the local board.*

§ 611.23 *Appeal to Director of Selective Service from local board's determi-*

nation. (a) At any time within 10 days after the local board mails to an alien a Notice of Determination of Alien's Residence (Form 305), such alien may appeal to the Director of Selective Service from the determination of the local board that he is "a male person residing in the United States" within the meaning of section 2 and section 3 of the Selective Training and Service Act of 1940, as amended. Such appeal may be taken by such alien by filing a signed written statement that he appeals from such determination or by signing and filing the statement of appeal on the Notice of Determination of Alien's Residence (Form 305). When such an appeal is filed by the alien, he may, at the same time, file such additional information as he wishes to call to the attention of the Director of Selective Service.

(b) The Director of Selective Service or the State Director of Selective Service may appeal to the Director of Selective Service at any time from any determination of the local board made under the provisions of § 611.22. Either the Director of Selective Service or the State Director of Selective Service may take such an appeal by filing with the local board a written statement that he appeals.

(c) When an appeal from a determination made by the local board under the provisions of § 611.22 is taken, the local board shall transmit the entire file of the alien, through the State Director of Selective Service, to the Director of Selective Service, retaining in its records only a copy of the letter of transmittal listing the items contained in the file which is forwarded.*

§ 611.24 *Determination by Director of Selective Service.* When an appeal has been taken under the provisions of § 611.23, the Director of Selective Service, upon receiving the file, shall determine whether the alien is "a male person residing in the United States" within the meaning of section 2 and section 3 of the Selective Training and Service Act of 1940, as amended. If he determines that the alien is not such "a male person residing in the United States," he shall also determine the period of time the alien may continue to remain in the United States without becoming such "a male person residing in the United States," and the last day of any period thus determined shall be known as the expiration date. He shall enter a record of each of his determinations upon the Alien's Application for Determination of Residence (Form 302) and return the file, through the State Director of Selective Service, to the local board.*

§ 611.25 *Action of local board following determination by Director of Selective Service.* (a) Immediately upon receipt of the file containing the determination made by the Director of Selective Service under the provisions of § 611.24, the local board shall:

(1) Prepare and mail to the alien a Notice of Determination of Alien's Residence (Form 305) if the Director of Selective Service has determined that such alien is "a male person residing in the United States" within the meaning of

¹ 6 F.R. 6841; 7 F.R. 855.

section 2 and section 3 of the Selective Training and Service Act of 1940, as amended; or

(2) Prepare and deliver to the alien, in the manner prescribed in paragraph (d) of § 611.22, an Alien's Certificate of Nonresidence (Form 303) if the Director of Selective Service has determined that such alien is not "a male person residing in the United States" within the meaning of section 2 or section 3 of the Selective Training and Service Act of 1940, as amended.*

§ 611.26 *Alien's second or subsequent application for determination.* (a) Any alien who has received an Alien's Certificate of Nonresidence (Form 303) under the provisions of § 611.22 or § 611.25 may again file with the local board issuing such certificate at any time before the expiration date of such certificate a new Alien's Application for Determination of Residence (Form 302), together with any information not previously presented to such local board which he believes will assist the local board to determine his status.

(b) The local board, upon receiving such a second or subsequent Alien's Application for Determination of Residence (Form 302), shall consider whether, in the light of all the facts then before it, such alien has in fact become "a male person residing in the United States" within the meaning of section 2 and section 3 of the Selective Training and Service Act of 1940, as amended. If it is determined that such alien has not become such "a male person residing in the United States," the local board shall also determine the period of time that such alien may thereafter remain in the United States without becoming such "a male person residing in the United States" and the last day of such period shall become the new expiration date.

(c) The determination of the local board upon such second or subsequent Alien's Application for Determination of Residence (Form 302) shall be subject to the same rights of appeal to the Director of Selective Service as a determination by the local board upon an original application. (See § 611.23.)

(d) When a local board makes a determination upon such a second or subsequent Alien's Application for Determination of Residence (Form 302), it shall take the same steps as it takes following an original determination upon such an application. (See § 611.22.) When an appeal is taken from a determination by a local board on such a second or subsequent Alien's Application for Determination of Residence (Form 302) and the Director of Selective Service makes a determination thereon, the local board shall take the same steps as it takes following an original determination on appeal, as provided in § 611.25.*

§ 611.27 *Effect of pending application.* When an alien is entitled to and does file an Alien's Application for Determination of Residence (Form 302), he is not required to present himself for and submit to registration during the period when such application is being considered by the local board; during

the period within which an appeal may be taken from the determination of the local board to the Director of Selective Service; or, if an appeal is taken, during the period the Director of Selective Service is considering the appeal.*

§ 611.28 *Effect of determination.* (a) Every alien who is entitled to and does file an Alien's Application for Determination of Residence (Form 302) shall be "a male person residing in the United States" within the meaning of section 2 and section 3 of the Selective Training and Service Act of 1940, as amended, when:

(1) The local board has determined that he is such "a male person residing in the United States" and he does not take an appeal to the Director of Selective Service from such determination within the 10-day period in which he is permitted to do so.

(2) The Director of Selective Service has determined that he is such "a male person residing in the United States."

(3) Either the local board or the Director of Selective Service has determined that he is not such "a male person residing in the United States" and he remains in the United States after the expiration date: *Provided*, That when such alien files a second or subsequent Alien's Application for Determination of Residence (Form 302) before the expiration date, he shall not be considered to be such "a male person residing in the United States" either while such second or subsequent application for a determination is pending or during any further period for which a new Alien's Certificate of Nonresidence (Form 303) is issued as a result of the determination thereon.*

3. By adding the following six new sections to this part:

ALIEN'S CERTIFICATE OF NONRESIDENCE

§ 611.31 *Care and custody of certificates.* (a) The Director of Selective Service shall transmit to each State Director of Selective Service an adequate supply of Alien's Certificates of Nonresidence (Form 303). Each State Director of Selective Service shall give a receipt for the exact number of Alien's Certificates of Nonresidence (Form 303) received by him and shall be accountable for such number of certificates.

(b) The State Director of Selective Service shall distribute to the chairman of each local board in his State an adequate supply of Alien's Certificates of Nonresidence (Form 303). The chairman of each local board shall be charged with the care and custody of the Alien's Certificates of Nonresidence (Form 303) distributed to his local board, shall give a receipt to the State Director of Selective Service for the exact number of such certificates received by him, and shall be accountable for that number of certificates. The chairman of the local board shall guard against the loss or destruction of such certificates, shall not permit anyone to tamper with them, and shall warn all concerned against entrusting them to the custody of any unauthorized person.*

§ 611.32 *Register of nonresident aliens.*

(a) The local board shall maintain a register of nonresident aliens showing the disposition made of each Alien's Certificate of Nonresidence (Form 303). No particular form is provided for such register. The certificates that are issued by the local board shall be numbered consecutively, and the register shall show the number and expiration date of the certificate and the name, address, and nationality of the person to whom it has been issued. The local board shall send to the State Director of Selective Service the name, address, and nationality of each person to whom it issues an Alien's Certificate of Nonresidence (Form 303), together with the number and expiration date placed upon such certificate by the local board. The letter of the local board transmitting this information to the State Director of Selective Service shall be in duplicate. If any Alien's Certificate of Nonresidence (Form 303) is spoiled, it shall be forwarded to the State Director of Selective Service, together with a letter of transmittal executed in duplicate. The State Director of Selective Service shall credit the local board for each certificate issued by the local board and for each spoiled certificate transmitted to him by the local board.

(b) The State Director of Selective Service shall maintain a register showing the names, addresses and nationalities of individuals to whom Alien's Certificates of Nonresidence (Form 303) have been issued in his State, the name or number of the local board issuing the certificates, and the number and expiration date of each individual certificate issued by each local board. The State Director of Selective Service shall forward to the Director of Selective Service the duplicate copy of each letter transmitting a spoiled certificate or reporting the issuance of a certificate by a local board.*

§ 611.33 *The effect of failure to have certificate in personal possession.* Every alien receiving an Alien's Certificate of Nonresidence (Form 303) under the provisions of paragraph (d) of § 611.22 must have such certificate in his personal possession at all times and, upon request, must exhibit it to any law-enforcement officer, any official of National Headquarters for Selective Service or of a State Headquarters for Selective Service, or any member of the local board or board of appeal. The failure of any such person to have such an Alien's Certificate of Nonresidence (Form 303) in his personal possession or to exhibit it upon the request of any officer, official, or board member authorized in this paragraph to make such request shall constitute a violation of these regulations. The failure of any alien to have an Alien's Certificate of Nonresidence (Form 303) in his personal possession shall be prima facie evidence that such a certificate has not been issued to him.*

§ 611.34 *Wrongful possession of, or making, altering, forging, or counterfeiting, certificate prohibited.* It shall be a violation of these regulations for any person to have in his possession an Alien's

Certificate of Nonresidence (Form 303) issued to some other person, or to permit an Alien's Certificate of Nonresidence (Form 303) issued to him to be in the possession of any other person; or to falsely make, alter, forge, or counterfeit, or cause or procure to be falsely made, altered, forged, or counterfeited, or to willingly aid or assist another to falsely make, alter, forge, or counterfeit, any Alien's Certificate of Nonresidence (Form 303); or to utter or publish as true, or cause to be uttered or published as true, or have in his possession with the intent to utter or publish as true, any such false, altered, forged, or counterfeited Alien's Certificate of Nonresidence (Form 303); or to exhibit or present to any person any such false, altered, forged, or counterfeited Alien's Certificate of Nonresidence (Form 303), knowing the same to be false, forged, altered, or counterfeited.*

§ 611.35 *Issuing a duplicate of a lost, mislaid, stolen, or destroyed certificate.* The local board which issued an Alien's Certificate of Nonresidence (Form 303) may issue a duplicate certificate upon receiving satisfactory proof from and a sworn statement of the alien to whom it was issued that the original certificate has been lost, mislaid, stolen, or destroyed; that the alien has made a diligent search for the certificate; and that he has been unable to find it. Each such duplicate certificate shall be marked "Duplicate," and the fact that it has been issued shall be noted upon the sworn statement of the alien and placed in the alien's file.*

§ 611.36 *Surrender of certificate before leaving the United States.* (a) Every alien to whom an Alien's Certificate of Nonresidence (Form 303) has been issued shall surrender such certificate to an official of the Immigration and Naturalization Service of the Department of Justice at the place of departure before he leaves the United States. No male person who is within the age group of persons required by the first or any subsequent proclamation of the President to present themselves for and submit to registration and who has been in the United States for a period of more than 3 months shall leave or be permitted to leave the United States until he surrenders his Alien's Certificate of Nonresidence (Form 303), showing an expiration date on or subsequent to the date of his departure, or exhibits a Registration Certificate (Form 2), unless he is in one of the categories specifically set forth in subparagraphs (1), (2), (3), (4), or (5) of § 611.13.*

(b) The official of the Immigration and Naturalization Service of the Department of Justice will immediately forward each such Alien's Certificate of Nonresidence (Form 303) to the Director of Selective Service.

(c) Upon receipt of the Alien's Certificate of Nonresidence (Form 303) from an official of the Immigration and Naturalization Service of the Department of Justice, the Director of Selective Service shall mark across the face of such certificate "Canceled—Alien Departed" and shall transmit such canceled certificate to the issuing local board through

the State Director of Selective Service. Both the State Director of Selective Service and the local board shall enter in their registers of nonresident aliens the date when the Alien's Certificate of Nonresidence (Form 303) was canceled by the Director of Selective Service.*

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1942.

[F. R. Doc. 42-2256; Filed, March 16, 1942;
11:12 a. m.]

[Amendment No. 30, 2d Edition]

PART 611—DUTY AND RESPONSIBILITY TO REGISTER

As Director of Selective Service I hereby amend the Selective Service Regulations, Second Edition, Part 611,¹ in the following respects:

1. By adding a new section to the table of contents after § 611.28 as follows:

611.29 Director of Selective Service may cancel certain alien's Registration Cards.

2. By adding a new section to this part after § 611.28 as follows:

§ 611.29 *Director of Selective Service may cancel certain alien's Registration Cards.* (a) When the Director of Selective Service is satisfied that an alien who is not residing in the United States has inadvertently or erroneously registered, he may direct the local board to cancel such alien's registration upon the surrender to the local board of such alien's Registration Certificate (Form 2).

(b) When the Director of Selective Service directs a local board to cancel the registration of an alien, the local board shall mark across the face of the Registration Card (Form 1) "Canceled—Nonresident Alien—Request of Director" and shall file such canceled Registration Card (Form 1), together with the canceled Registration Certificate (Form 2) of such alien, in the records of the local board. (54 Stat. 885; 50 U.S.C., Supp. 301-318, inclusive; E.O. 8545, 5 F.R. 3779.)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 24, 1942.

[F. R. Doc. 42-2256; Filed, March 16, 1942;
11:17 a. m.]

[Amendment No. 21, 2d Edition]

PART 617—REGISTRATION CERTIFICATE

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 617,² in the following respects:

¹ 6 F.R. 6841; 7 F.R. 855.

² 7 F.R. 395, 652.

1. By deleting the present subheading at the beginning of the table of contents and preceding § 617.1 and substituting therefor the following: "In General."

2. By adding a new section to the table of contents after § 617.1 as follows: "617.2 Wrongful possession of, or making, altering, forging, or counterfeiting, Registration Certificates prohibited."

3. By adding a new section to this part after § 617.1 reading as follows:

§ 617.2 *Wrongful possession of, or making, altering, forging, or counterfeiting, Registration Certificates prohibited.* It shall be a violation of these regulations for any person to have in his possession a Registration Certificate (Form 2) issued to some other person, or to permit a Registration Certificate (Form 2) issued to him to be in the possession of any other person; or to falsely make, alter, forge, or counterfeit, or cause or procure to be falsely made, altered, forged, or counterfeited, or to willingly aid or assist another to falsely make, alter, forge, or counterfeit, any Registration Certificate (Form 2); or to utter or publish as true, or cause to be uttered or published as true, or have in his possession with the intent to utter or publish as true, any such false, altered, forged, or counterfeited Registration Certificate (Form 2); or to exhibit or present to any person any such false, altered, forged, or counterfeited Registration Certificate (Form 2), knowing the same to be false, forged, altered, or counterfeited. (54 Stat. 885; 50 U.S.C., Supp. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1942.

[F. R. Doc. 42-2257; Filed, March 16, 1942;
11:13 a. m.]

[Amendment No. 35, 2d Edition]

PART 621—QUESTIONNAIRE AND OTHER INFORMATION TO BE USED IN CLASSIFYING REGISTRANTS

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 621,¹ in the following respects:

1. By adding a new subheading at the beginning of the table of contents and preceding §§ 621.1 to 621.9, inclusive, to read as follows: "Questionnaire and General Information."

2. By adding at the end of the table of contents a new subheading and seven new sections as follows:

OCCUPATIONAL QUESTIONNAIRE
Sec.
621.11 Mailing occupational questionnaire.
621.12 Time allowed to return occupational questionnaire.
621.13 Correction and completion of inadequate occupational questionnaire.
621.14 Assistance in filling out occupational questionnaire.

¹ 6 F.R. 6606; F.R. 652.

Sec.

- 621.15 Local board action upon receipt of a completed occupational questionnaire.
- 621.16 Distribution of page numbered 1 and 2 of occupational questionnaire.
- 621.17 Use of information contained in occupational questionnaire.

3. By adding the following seven new sections to this part:

OCCUPATIONAL QUESTIONNAIRE

§ 621.11 *Mailing occupational questionnaire.* (a) The Director of Selective Service will determine the time when and the group of registrants to whom Selective Service Occupational Questionnaires (Form 311) shall be mailed. At the time fixed by the Director of Selective Service the local board shall mail a Selective Service Occupational Questionnaire (Form 311) to each registrant who is in the group specified by the Director of Selective Service.

(b) When a Selective Service Occupational Questionnaire (Form 311) is mailed to a registrant prior to his being listed in the Classification Record (Form 100), the date of mailing shall be noted on the List of Registrants (Form 3). After the Classification Record (Form 100) has been prepared, the date of mailing shall be noted thereon in one of the blank columns of the Insert Page (Form 100A).*

*Issued under the authority contained in 54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779.

§ 621.12 *Time allowed to return occupational questionnaire.* (a) Unless the local board grants an extension of time, as explained below, the registrant shall complete the Selective Service Occupational Questionnaire (Form 311) and return it to his local board within 10 days from the date it is mailed to him.

(b) If the registrant has a valid reason, the local board may grant an extension of time for returning such form. Examples of valid reasons are:

Too sick to answer the Selective Service Occupational Questionnaire (Form 311).

Too far away to receive and return the Selective Service Occupational Questionnaire (Form 311) by mail within 10 days.*

§ 621.13 *Correction and completion of inadequate occupational questionnaire.* When needed information is omitted, material errors are made, or the answers show that the registrant failed to understand the questions, the local board shall return the Selective Service Occupational Questionnaire (Form 311) to the registrant, with instructions to correct and complete it before a specified date. The registrant shall correct and complete such form and return it to the local board before the specified date.*

§ 621.14 *Assistance in filling out occupational questionnaire.* A registrant who needs assistance in filling out his Selective Service Occupational Questionnaire (Form 311) may secure the help of his employer, his labor union, the United States Employment Service, or the advisory board for registrants. Local boards should direct any registrant requesting assistance to these agencies and should encourage all newspapers,

broadcasting stations, and other avenues of publicity to give the widest possible notice to the fact that such agencies are available to assist registrants to properly complete their Selective Service Occupational Questionnaires (Form 311).*

§ 621.15 *Local board action upon receipt of a completed occupational questionnaire.* (a) When a completed Selective Service Occupational Questionnaire (Form 311) has been received from a registrant, the local board shall enter the date of receipt on the Classification Record (Form 100) in one of the blank columns of the Insert Page (Form 100A); shall separate the page numbered 1 and 2 from the page numbered 3 and 4; and shall retain and file the page numbered 3 and 4.

(b) The page numbered 1 and 2 shall be torn in two along the perforation and the two portions distributed as provided in § 621.16.*

§ 621.16 *Distribution of page numbered 1 and 2 of occupational questionnaire.* (a) Before forwarding the two portions of page 1 and 2 of the Selective Service Occupational Questionnaire (Form 311), the local board shall prepare a Covering Memorandum for Occupational Questionnaire (Form 312) in quintuplicate.

(b) The top portion of the Selective Service Occupational Questionnaire (Form 311) shall be forwarded to the Director of Selective Service with the original and one copy of a Covering Memorandum for Occupational Questionnaire (Form 312).

(c) The bottom portion of the Selective Service Occupational Questionnaire (Form 311) shall be forwarded to the office of the United States Employment Service designated by the Director of Selective Service, together with a copy of the Covering Memorandum for Occupational Questionnaire (Form 312).

(d) A copy of the Covering Memorandum for Occupational Questionnaire (Form 312) shall be forwarded to the State Director of Selective Service and the remaining copy shall be filed in the records of the local board.*

§ 621.17 *Use of information contained in occupational questionnaire.* Information contained in the Selective Service Occupational Questionnaire (Form 311) may be considered in determining a registrant's classification.*

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2269; Filed, March 16, 1942; 11:18 a. m.]

[Amendment No. 22, 2d Edition]

PART 622—CLASSIFICATION

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 622,¹ by deleting § 622.42 and substituting therefor the following:

§ 622.42 *Class IV-B: Official deferred by law.* In Class IV-B shall be placed

¹ 6 F.R. 6607, 6766; 7 F.R. 652.

any registrant who is the Vice President of the United States, a Governor of a State, any other State official chosen by the voters of the entire State, a member of the Congress of the United States, a member of a State legislative body, a judge of a court of record of the United States or of a State; or who is a commissioned officer, warrant officer, pay clerk, or enlisted man in the Coast and Geodetic Survey or in the Public Health Service; or who is a cadet of the advanced course, senior division, of the Reserve Officers' Training Corps or the Naval Reserve Officers' Training Corps. (54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779.)

Effective immediately upon the filing hereof with the Division of the FEDERAL REGISTER.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1942.

[F. R. Doc. 42-2258; Filed, March 16, 1942; 11:13 a. m.]

[Amendment No. 23, 2d Edition]

PART 622—CLASSIFICATION

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 622,¹ in the following respects:

1. By changing the title of § 622.43 in the table of contents to read: "Class IV-C: Neutral aliens requesting relief from training and service and aliens not acceptable to the armed forces."

2. By changing the designation of Class IV-C appearing in § 622.1 to read: "Class IV-C: Neutral aliens requesting relief from training and service and aliens not acceptable to the armed forces."

3. By deleting § 622.43 and substituting therefor the following:

§ 622.43 *Class IV-C: Neutral aliens requesting relief from training and service and aliens not acceptable to the armed forces.* (a) The classification of all registrants who were classified in Class IV-C under the regulations in effect prior to the adoption of this amendment shall be reopened and each such registrant shall be classified anew.

(b) When an alien registrant who is a citizen or subject of a neutral country (see § 601.2) prior to his induction into the land or naval forces of the United States files with his local board an original and one copy of an Application by Alien for Relief from Military Service (Form 301) completely filled out, signed, and sworn to, he shall be placed in Class IV-C; shall be relieved from liability for training and service under the Selective Training and Service Act of 1940, as amended; and shall thereafter be debarred from becoming a citizen of the United States. The local board shall forward the original of each Application by Alien for Relief from Military Service (Form 301) filed by such an alien to the State Director of Selective Service for

¹ 6 F.R. 6607, 6766; 7 F.R. 652.

transmittal, through the Director of Selective Service, to the Immigration and Naturalization Service of the Department of Justice and shall retain the copy in the registrant's Cover Sheet (Form 53).

(c) The classification of an alien registrant who is now or hereafter classified in Class I-A, Class I-A-O, Class I-B, or Class I-B-O shall be changed to Class IV-C if the land or naval forces, when reviewing his Alien's Personal History and Statement (Form 304) under the procedure prescribed by §§ 623.71 to 623.76, inclusive, refuse to accept him for training and service under the Selective Training and Service Act of 1940, as amended.

(d) Any registrant who claims that he is not a national of the United States as defined in § 601.2 but is a citizen or subject of some other country must submit proof of such status to the local board in the form of a birth certificate, passport, entry permit, alien registration certificate, or other information required by the local board.

(e) If a registrant is a national of the United States as defined in § 601.2 but also claims that he is a citizen or subject of some other country, such claim shall be disregarded and he shall be classified as a national of the United States.

(f) If the local board is in doubt as to whether a registrant is a national of the United States as defined in § 601.2 or is a citizen or subject of some other country or is in doubt as to any other question involving the nationality of a registrant, it should request the advice of the Immigration and Naturalization Service of the Department of Justice by transmitting such request, through the State Director of Selective Service, to the Director of Selective Service. (54 Stat. 885; 50 U.S.C., Sup. 201-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 15, 1942.

[F. R. Doc. 42-2259; Filed, March 16, 1942;
11:13 a. m.]

[Amendment No. 25, 2d Edition]

PART 623—CLASSIFICATION PROCEDURE

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 623,¹ in the following respects:

1. By deleting paragraphs (c), (f), and (g) of § 623.33 and substituting therefor the following:

§ 623.33 *Physical examination by examining physician.*

(c) The physical examination should consist of observing the registrant while walking toward, standing before, and

walking away from the examining physician. The registrant may be required to go through calisthenics to determine the mobility of joints or to furnish a bases for determination of his alertness, intelligence, understanding of commands, postural tensions, tendencies to incoordination, and tremors. If peculiarities are noted, simple questions should be asked in an effort to bring out replies bearing on the mental health and personality characteristics of the registrant. The examining dentist, or if he is not available the examining physician, will examine the mouth of the registrant. The examining physician will take blood from the registrant for a serological test. The blood specimen will be collected in a container furnished by the State health officer and will be forwarded to the State laboratory or other laboratory designated by the State Director of Selective Service, together with the accomplished form prescribed within the State for such purpose. If the report on the first serological test of the registrant is other than truly negative, the examining physician shall take additional blood for further serological tests until he is satisfied that the blood is truly negative, truly doubtful, or truly positive. Serological tests will be accomplished without expense to the Selective Service System, unless such expense is specifically authorized by the Director of Selective Service. No other laboratory procedures will be undertaken as a part of this physical examination.

(f) The examining physician shall procure from the registrant the necessary information and shall complete Items 22 and 23 of the Report of Physical Examination and Induction (Form 221).

(g) The examining physician shall enter in Item 24 on the Report of Physical Examination and Induction (Form 221) the result of the serological tests as "Truly Negative," "Truly Doubtful," or "Truly Positive."

2. By adding to § 623.33 a new paragraph designated as (h) reading as follows:

§ 623.33 *Physical examination by examining physician.*

(h) The examining physician, in Item 26 on the Report of Physical Examination and Induction (Form 221), shall complete the answers to both of the following questions:

(1) Do you find that the above-named registrant has any of the defects set forth in Part I of the List of Defects (Form 220)?

(2) Do you find that the above-named registrant has any of the defects set forth in Part II of the List of Defects (Form 220)?

If the examining physician's answer to either question (1) or question (2) is "Yes," he shall describe the defects in order of their significance. If the examining physician entertains a doubt as to whether he should answer "Yes" or "No"

to either question (1) or question (2), his answer to such question shall be "No." (54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 24, 1942.

[F. R. Doc. 42-2261; Filed, March 16, 1942;
11:14 a. m.]

[Amendment No. 33, 2d Edition]

PART 623—CLASSIFICATION PROCEDURE

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 623,¹ by deleting paragraph (g) of § 623.51 and substituting therefor the following:

§ 623.51 *Procedure for classification after physical examination.*

(g) As soon as the time in which the registrant may take an appeal has expired or, if an appeal is taken, as soon as the registrant's classification has been determined on appeal, the original and copies of the Report of Physical Examination and Induction (Form 221) of registrants classified under this section shall be distributed as follows:

(1) If the registrant has been classified in Class I-A, Class I-A-O, or Class IV-E, the original and all copies shall be placed in the registrant's Cover Sheet (Form 53).

(2) If the registrant is classified in Class I-B, Class I-B-O, Class IV-E-LS, or Class IV-F, the National Headquarters' Copy and the Surgeon General's Copy shall be transmitted to the State Director of Selective Service, who shall forward such copies to the Director of Selective Service, and the Armed Forces' Original and the Local Board's Copy shall be filed in the registrant's Cover Sheet (Form 53). (54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2267; Filed, March 16, 1942;
11:17 a. m.]

[Amendment No. 24, 2d Edition]

PART 623—CLASSIFICATION PROCEDURE

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 623,¹ in the following respects:

1. By adding at the end of the table of contents a new subheading and six new sections as follows:

¹ 6 F.R. 6611, 6643; 7 F.R. 653, 808.

ALIEN'S PERSONAL HISTORY AND STATEMENT

Sec.

- 623.71 Steps to be taken by registrant and local board.
- 623.72 Steps to be taken by State Director of Selective Service before action by armed forces.
- 623.73 Steps to be taken by armed forces.
- 623.74 Steps to be taken by State Director of Selective Service after action by armed forces.
- 623.75 Steps to be taken by local board after action by armed forces.
- 623.76 Alien's status while history and statement being considered.

2. By adding the following six new sections to this part:

ALIEN'S PERSONAL HISTORY AND STATEMENT

§ 623.71 *Steps to be taken by registrant and local board.* (a) When the local board, under the provisions of § 623.51, classifies a registrant who is not a national of the United States, as defined in section 601.2, in Class I-A, Class I-A-O, Class I-B, or Class I-B-O, the local board, without waiting to determine whether such registrant wishes to or does request a personal appearance or take an appeal, shall mail such registrant an Alien's Personal History and Statement (Form 304).

(b) Before an Alien's Personal History and Statement (Form 304) is mailed, it shall be prepared by filling in all blanks on page 1.

(c) Unless the local board, for good cause, grants an extension of time, the registrant shall complete and return his Alien's Personal History and Statement (Form 304) within 10 days after the date on which it is mailed to him.

(d) As soon as the local board receives a completed Alien's Personal History and Statement (Form 304) from a registrant, it shall make three complete copies thereof and shall immediately transmit the original and all three copies to the State Director of Selective Service.

(e) A record of each step taken by the local board in connection with each Alien's Personal History and Statement (Form 304) shall be entered in the blank columns of the Insert Page (Form 100A) of the Classification Record (Form 100).*

*Issued under the authority contained in 54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779.

§ 623.72 *Steps to be taken by State Director of Selective Service before action by armed forces.* The State Director of Selective Service, when he receives from a local board an original and three copies of an Alien's Personal History and Statement (Form 304), shall (1) enter an acknowledgment thereof upon the receipt attached to the State Headquarters Alien Record (Form 306), (2) mail such receipt to the local board, (3) enter the date of receipt thereof on the State Headquarters Alien Record (Form 306), (4) transmit the original and all three copies thereof to the Corps Area Commander (or to the representative of the Navy or Marine Corps), (5) enter the date of such transmittal upon the State Headquarters Alien Record (Form 306), and (6) file the State Headquarters Alien Record (Form 306) in an alphabetical file of pending alien cases.*

§ 623.73 *Steps to be taken by armed forces.* The Corps Area Commander (or representative of the Navy or Marine Corps) will endorse on the original and all three copies of the Alien's Personal History and Statement (Form 304) that such registrant either "is, if otherwise qualified," acceptable to the armed forces or "is not" acceptable to the armed forces, will retain the original and one copy thereof for the use of the armed forces, and will forward the two remaining copies to the State Director of Selective Service from whom they were originally received.*

§ 623.74 *Steps to be taken by State Director of Selective Service after action by armed forces.* (a) The State Director of Selective Service shall carefully check the two copies of the Alien's Personal History and Statement (Form 304) received by him from the Corps Area Commander (or representative of the Navy or Marine Corps) to make certain that the endorsement thereon shows whether the registrant "is, if otherwise qualified," or "is not" acceptable to the armed forces.

(b) The State Director of Selective Service shall then enter upon the State Headquarters Alien Record (Form 306) the date upon which the two copies of the Alien's Personal History and Statement (Form 304) were received from the Corps Area Commander (or representative of the Navy or Marine Corps) and shall also enter thereon whether such registrant was found to be "acceptable, if otherwise qualified," or "not acceptable" to the armed forces.

(c) The State Director of Selective Service shall then forward one copy of the Alien's Personal History and Statement (Form 304) to the local board from which it was originally received, shall forward the other copy to the Director of Selective Service, and shall enter on the State Headquarters Alien Record (Form 306) the date upon which each of such copies was so forwarded.*

§ 623.75 *Steps to be taken by local board after action by armed forces.* (a) When the local board receives from the State Director of Selective Service a copy of the Alien's Personal History and Statement (Form 304) which bears the endorsement of the armed forces showing that the registrant either "is, if otherwise qualified," or "is not" acceptable to the armed forces, it shall take the following action:

(1) Change the registrant's classification to Class IV-C, if the registrant "is not" acceptable to the armed forces; or

(2) Proceed in the same manner as in the case of any other registrant in the same classification, if the registrant "is, if otherwise qualified," acceptable to the armed forces.

(b) The local board should also:

(1) Prepare a Notice of Alien's Acceptability (Form 307) indicating that the armed forces have found either that the registrant "is, if otherwise qualified," acceptable or "is not" acceptable to the armed forces and mail such notice to the registrant; and

(2) Record the action of the armed forces and the date upon which it received the copy of the Alien's Personal History and Statement (Form 304) from the State Director of Selective Service with the endorsement of the armed forces thereon and the date it mailed the notice thereof to the registrant in the blank columns of the Insert Page (Form 100A) of the Classification Record (Form 100) and under "Minutes of Other Actions" on the back of the Selective Service Questionnaire (Form 40).*

§ 623.76 *Alien's status while history and statement being considered.* (a) No registrant to whom an Alien's Personal History and Statement (Form 304) is mailed shall be ordered to report for induction unless and until the armed forces endorse upon such Alien's Personal History and Statement (Form 304) that such alien "is, if otherwise qualified," acceptable to the armed forces.

(b) If such registrant requests an opportunity to appear in person before the local board, takes an appeal to the board of appeal, or requests a reopening and consideration anew of his classification after the time when the local board mails an Alien's Personal History and Statement (Form 304) to him, the local board shall permit such personal appearance, forward the appeal to the board of appeal, or determine whether the registrant's classification should be reopened and considered anew without regard to the fact that an Alien's Personal History and Statement (Form 304) has been mailed to such registrant. The time in which such alien must complete and return his Alien's Personal History and Statement (Form 304), as provided in § 623.71, shall not be extended by any such action.*

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2260; Filed, March 16, 1942; 11:14 a. m.]

[Amendment No. 36, 2d Edition]

PART 626—REOPENING AND CONSIDERING ANEW REGISTRANT'S CLASSIFICATION

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 626,¹ by deleting paragraph (a) of § 626.2 and substituting therefor the following:

§ 626.2 *When registrant's classification may be reopened and considered anew.* (a) The local board may reopen and consider anew the classification of a registrant (1) upon the written request of the registrant, the government appeal agent, any person who claims to be a dependent of the registrant, or any interested party in a case involving occupational deferment, if such request is accompanied by written information presenting facts not considered when the

¹ 6 F.R. 6843; 7 F.R. 110, 653.

registrant was classified which, if true, would justify a change in the registrant's classification; or (2) upon its own motion; provided, in either event, the classification of a registrant shall not be reopened after the local board has mailed to such registrant an Order to Report for Induction (Form 150) unless the local board first specifically finds that there has been a change in the registrant's status resulting from circumstances over which the registrant had no control. 54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2270; Filed, March 16, 1942; 11:18 a. m.]

[Amendment No. 37, 2d Edition]

PART 627—APPEAL TO BOARD OF APPEAL

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 627,¹ by deleting paragraphs (b) and (c) of § 627.2 and substituting therefor the following:

§ 627.2 *Who may appeal registrant's classification to board of appeal under certain circumstances.*

(b) The government appeal agent may take any appeal authorized under paragraph (a) of this section at any time prior to the date when the local board mails to the registrant an Order to Report for Induction (Form 150).

(c) The registrant, any person who claims to be a dependent of the registrant, or any person who has filed written evidence of the occupational necessity of the registrant may take an appeal authorized under paragraph (a) of this section at any time within 10 days after the date when the local board mails to the registrant a Notice of Classification (Form 57). At any time prior to the date that the local board mails to the registrant an Order to Report for Induction (Form 150), the local board may permit any such person to appeal, even though such 10-day period has elapsed, if it is satisfied that the failure of such person to appeal within the 10-day period was due to a lack of understanding of the right to appeal or to some cause beyond the control of such person. Unless the local board thereafter permits an appeal, the right of such persons to appeal shall expire at the end of the 10-day period. If such an extension of time to appeal is granted by the local board, a record thereof shall be entered on the Selective Service Questionnaire (Form 40) under the heading "Minutes of Other Actions." (54 Stat. 885; 50 U.S.C., Sup.

301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2271; Filed, March 16, 1942; 11:18 a. m.]

[Amendment No. 26, 2d Edition]

PART 627—APPEAL TO BOARD OF APPEAL

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 627,¹ in the following respects:

1. By deleting the present title of § 627.13 in the table of contents and substituting therefor the following:

Sec.
627.13 Local board to transmit record to the State Director of Selective Service.

2. By adding two new sections to the table of contents after § 627.13 as follows:

Sec.
627.14 State headquarter's record of appeals to board of appeal.

627.15 Action of the local board on a case returned by the State Director of Selective Service.

3. By deleting present § 627.13 and substituting therefor the following:

§ 627.13 *Local board to transmit record to the State Director of Selective Service.* (a) Immediately upon an appeal being taken to the board of appeal, the local board shall carefully check the registrant's file to make certain that all steps required by the regulations have been taken and the record is complete. If any facts considered by the local board do not appear in the written information in the file, the local board shall prepare and place in the file a written summary of such facts. In preparing such a summary the local board should be careful to avoid the expression of any opinion concerning information in the registrant's file and should refrain from including any argument in support of its decision.

(b) Immediately upon determining that all steps required by the regulations have been taken and that the record is complete, the local board shall transmit the file to the State Director of Selective Service.

(c) The local board shall enter in the Classification Record (Form 100) the date it transmits the registrant's file to the State Director of Selective Service.

4. By adding two new sections to this part after § 627.13 reading as follows:

§ 627.14 *State headquarter's record of appeals to board of appeal.* (a) When the file of a registrant is received from a local board pursuant to § 627.13, a record of such appeal shall be entered in the State Docket Book of Appeals (Form

104). Each board of appeal within the State shall have a separate page in the State Docket Book of Appeals (Form 104), and all appeals to such board of appeal shall be entered therein.

(b) The State Director of Selective Service will carefully check each file to determine whether all steps required by the regulations have been taken, whether the record is complete, and whether the information in the file is sufficient to enable the board of appeal to determine the registrant's classification. If any steps have been omitted by the local board, if the record is incomplete, or if the information is not sufficient to enable the board of appeal to determine the classification of the registrant, the State Director of Selective Service shall return the file to the local board with proper instructions. If the State Director of Selective Service returns the file to the local board, he shall enter in the State Docket Book of Appeals (Form 104) the date upon which the file was returned to the local board. If no steps have been omitted by the local board, the record is complete, and the information is sufficient to enable the board of appeal to determine the classification of the registrant, the State Director of Selective Service shall transmit the registrant's file to the proper board of appeal and shall note the date of such transmittal in the State Docket Book of Appeals (Form 104).

§ 627.15 *Action of the local board on a case returned by the State Director of Selective Service.* (a) The local board shall carry out the instructions on the State Director of Selective Service accompanying a registrant's file returned to it under the provisions of § 627.14.

(b) As soon as the instructions of the State Director of Selective Service have been carried out, the local board shall return the registrant's file to the State Director of Selective Service, unless as a result of the information received in carrying out the instructions it determines that the classification of the registrant should be changed, in which event it shall, on its own motion, follow the procedure set out in Part 626, and any further appeal shall be a new appeal from the new classification of the registrant by the local board.

(c) If the local board places the registrant in a new classification, the file of the registrant shall not be returned to the State Director of Selective Service but the local board shall report the action taken by it to the State Director of Selective Service. Upon receiving such report, the State Director of Selective Service shall note the local board's action in the State Docket Book of Appeals (Form 104), mark the case "Closed," and indicate the reason therefor in the "Remarks" column.

(d) If the registrant's file is returned to the State Director of Selective Service, he shall (1) enter the date the file is received in the State Docket Book of Appeals (Form 104); (2) again check the file; (3) transmit it to the board of appeal, if it is in proper form; and (4) note the date the file is transmitted to the

¹ 6 F.R. 6845.

¹ 6 F.R. 6845.

board of appeal in the State Docket Book of Appeals (Form 104).

5. By deleting §§ 627.22, 627.23, and 627.27 and substituting therefor the following:

§ 627.22 *Transfer of appeal.* If the board of appeal, upon receiving the file of a registrant, determines that it does not have jurisdiction of the appeal or that it cannot act on the appeal for any other reason, it shall return the file to the State Director of Selective Service stating the reasons for such return. If the State Director of Selective Service determines that the board of appeal to which the file was originally forwarded does not have jurisdiction, he shall transmit the file to the board of appeal having jurisdiction. If the board of appeal to which the file was originally forwarded is unable to act for any reason and there is more than one board of appeal in the State, the State Director of Selective Service shall designate one of the other boards of appeal in the State to act upon the appeal and shall transmit the file to the designated board of appeal. If the board of appeal to which the file was originally forwarded is the only board of appeal in the State, the Director of Selective Service, upon the request of the State Director of Selective Service, shall designate a board of appeal in a neighboring State to act upon the appeal, and the State Director of Selective Service shall transmit the file to the designated board of appeal. The designated board of appeal shall act on the appeal in the same manner and make the same records as in the case of an appeal from a local board whose records it normally reviews, except that all entries and records will be made in red ink. The State Director of Selective Service shall advise the local board from which the appeal was taken when a file is referred to a board of appeal other than the one normally acting on appeals from such local board and shall state the reason why the file is not being reviewed by the board of appeal for the area in which such local board is located.

§ 627.23 *Preliminary review.* The board of appeal shall make a preliminary review of each registrant's file received on appeal. If it deems the record to be incomplete or the information in the file insufficient to enable it to determine the classification of the registrant, it shall return the file to the State Director of Selective Service with an explanation of the reason therefor. The State Director of Selective Service shall either return the file to the board of appeal with instructions to determine the appeal upon the record or he shall forward the file to the local board with such instructions as he deems necessary in order to complete the record or supply the information requested by the board of appeal. When the local board has carried out such instructions it shall return the file to the State Director of Selective Service. The State Director of Selective Service shall check the file to make certain his instructions have been carried out and shall then return the file to the board of appeal.

No. 52—3

§ 627.27 *Record of decision on appeal.* (a) When the board of appeal makes its classification, it shall record its decision, showing the yes and no vote, upon the Selective Service Questionnaire (Form 40) and in the Docket Book of Board of Appeal (Form 102). The board of appeal shall then immediately forward the file to the State Director of Selective Service and mark the case "Closed" in the "Remarks" column of the Docket Book of Board of Appeal (Form 102).

(b) The State Director of Selective Service shall review the file to determine whether he desires to appeal to the President. If he determines to take an appeal to the President, he shall place a notice of such appeal in the registrant's file, shall advise the local board of the classification given the registrant by the board of appeal and of the fact that he has appealed to the President from such classification, and shall then forward the file to the Director of Selective Service. If he determines not to take an appeal to the President, he shall forward the file to the proper local board. In either event the board of appeal classification, together with the yes and no vote, and the action taken by the State Director of Selective Service shall be entered in the State Docket Book of Appeals (Form 104).

(c) When the State Director of Selective Service has advised the local board that he has appealed to the President, the local board shall mail the registrant, the government appeal agent, and the person who took the appeal to the board of appeal, if other than the registrant or the government appeal agent, either a Notice of Classification (Form 57) or a Notice of Continuance of Classification (Form 58), whichever is applicable, writing in on such form the words: "The State Director of Selective Service has appealed the board of appeal classification to the President." (54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2262; Filed, March 16, 1942;
11:14 a. m.]

[Amendment No. 34, 2d Edition]

PART 629—PHYSICAL EXAMINATION BY THE
ARMED FORCES

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 629,¹ by deleting paragraph (b) of § 629.22 and substituting therefor the following:

§ 629.22 *Records returned by examining station for the armed forces.*

(b) Each local board delivering men to an examining station for the armed

¹7 F.R. 274.

forces will receive from the officer in charge of the examining station the original of the Physical Examination List (Form 151A) and the original and all copies of each man's Report of Physical Examination and Induction (Form 221), except when the Surgeon General's Copy is retained by the examining station of the armed forces under the provisions of paragraph (d) of § 629.31. (54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2263; Filed, March 16, 1942;
11:18 a. m.]

[Amendment No. 29, 2d Edition]

PART 629—PHYSICAL EXAMINATION BY THE
ARMED FORCES

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 629,² in the following respects:

1. By adding a new subheading and a new section to the table of contents after § 629.31 as follows:

DISCONTINUANCE OF PHYSICAL EXAMINATION BY
ARMED FORCES

629.41 Effective in State on order of the
Director of Selective Service.

2. By adding a new subheading and a new section to this part after § 629.31 as follows:

DISCONTINUANCE OF PHYSICAL EXAMINATION
BY ARMED FORCES

§ 629.41 *Effective in State on order of the Director of Selective Service.* The Director of Selective Service shall order the discontinuance of the procedure set forth in this part in each State as soon as arrangements have been made by the State Director of Selective Service for the forwarding of registrants to the induction station without having been previously physically examined by the armed forces under the provisions of this part. When such an order is issued by the Director of Selective Service covering a particular State, the registrants thereafter delivered by local boards in such State shall be delivered without the necessity of physical examination by the armed forces under the procedure set forth in this part. (54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 24, 1942.

[F. R. Doc. 42-2265; Filed, March 16, 1942;
11:16 a. m.]

[Amendment No. 27, 2d Edition]

PART 632—INDUCTION CALLS

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 632,¹ by deleting § 632.3 and substituting therefor the following:

§ 632.3 *Selection of men to fill induction call.* (a) When a call is received by a local board, the board shall immediately proceed to select a sufficient number of specified men to fill the call. The men specified in the call shall be selected in sequence of their order numbers, beginning with the smallest order number, except that (1) each specified man who has volunteered for induction shall be selected to fill the call before any specified man who has not volunteered shall be so selected; (2) a specified man to whom an Alien's Personal History and Statement (Form 304) has been mailed shall not be selected to fill the call unless and until the armed forces have endorsed upon such form that he "is, if otherwise qualified," acceptable to the armed forces; and (3) a specified man who, because of his physical or mental defects, was not accepted when previously forwarded to the armed forces shall not be selected to fill the call unless his defects have been remedied or waived in the manner provided in Part 661. (54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

FEBRUARY 24, 1942.

[F. R. Doc. 42-2263; Filed, March 16, 1942;
11:16 a. m.]

[Amendment No. 28, 2d Edition]

PART 633—DELIVERY AND INDUCTION

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 633,² in the following respects:

1. By deleting subparagraph (2) of paragraph (a) of § 633.5 and substituting therefor the following:

§ 633.5 *Records sent to induction station.*

(2) For each selected man:

The original and all three copies of the Report of Physical Examination and Induction (Form 221); and

The original and one copy of the Order to Report for Induction (Form 150) or, in the case of a man transferred for delivery, the original and one copy of the Order for Transferred Man to Report for Induction (Form 156).

2. By deleting paragraphs (b) and (c) of § 633.10 and substituting therefor the following:

§ 633.10 *Records returned by induction station commander.*

(b) Each local board delivering selected men to an induction station will receive from the induction station commander the following records:

(1) The original of each Order to Report for Induction (Form 150), or, in the case of a man transferred for delivery, the original of each Order for Transferred Man to Report for Induction (Form 156).

(2) The original Delivery List (Form 151).

(3) The National Headquarters' Copy and the Local Board's Copy of the Report of Physical Examination and Induction (Form 221).

(4) As to each man found not acceptable to the land or naval forces, in addition to the foregoing the Armed Forces' Original of the Report of Physical Examination and Induction (Form 221).

(c) The local board, upon receiving the National Headquarters' Copy and the Local Board's Copy, and, in the case of a man found "not acceptable," the Armed Forces' Original, of the Report of Physical Examination and Induction (Form 221) (1) shall complete the classification of the registrant in the manner provided in § 633.13 and enter a record of the registrant's classification in Section V of the Report of Physical Examination and Induction (Form 221); (2) shall check the National Headquarters' Copy and the Local Board's Copy, and, in the case of a man found "not acceptable," the Armed Forces' Original, of the Report of Physical Examination and Induction (Form 331) to make certain that they are complete in every detail (Section III is not completed if a registrant is found "not acceptable"); and (3) shall then forward the National Headquarters' Copy to the State Director of Selective Service and place the Local Board's Copy, and, in the case of a man found "not acceptable," the Armed Forces' Original, in the registrant's Cover Sheet (Form 53).

3. By deleting paragraph (e) of § 633.11 and substituting therefor the following:

§ 633.11 *Transferring men for delivery.*

(e) The man's own local board, upon receiving a Request for Transfer for Delivery (Form 154) approved by another local board, shall have no discretion but must immediately transfer him by preparing a Transfer of Registrant for Delivery (Form 155), in duplicate, filing the copy and mailing the original to the local board which has approved such request, together with the following papers:

(1) Copy of Order to Report for Induction (Form 150).

(2) The original and all three copies of the Report of Physical Examination and Induction (Form 221).

(3) In the event only that the man is a volunteer under 21 years of age who has been ordered to report for induction

before his order number is reached or who, because of his age, has not been given an order number, there shall be forwarded also the written consent of his parents (or guardian), dated not more than 30 days before induction, or the statement prescribed in § 624.1.

(4) By deleting paragraph (b) of § 633.13 and substituting therefor the following:

§ 633.13 *Classification after man is inducted or is found not acceptable.*

(b) Upon receiving notice from the induction station that a selected man has not been accepted, the local board shall take the following action:

(1) If in (b) of Item 78 of the Report of Physical Examination and Induction (Form 221) it is indicated that the registrant will be physically and mentally qualified for general military service after satisfactory correction of the remediable defects set forth therein, the local board shall not change his classification but shall take the necessary steps for the correction of his remediable defects as outlined in Part 661.

(2) If in (c) of Item 78 of the Report of Physical Examination and Induction (Form 221) it is indicated that the registrant is physically qualified for limited military service only or if in (d) of Item 78 of such report it is indicated that the registrant will be physically qualified for limited military service after the satisfactory correction of the remediable defects set forth therein, the local board shall reopen the classification of the registrant and classify him in Class I-B or Class I-B-O.

(3) If in (e) or (f) of Item 78 of the Report of Physical Examination and Induction (Form 221) it is indicated that the registrant is physically, mentally, or otherwise disqualified for military service, the local board shall reopen the classification of the registrant and classify him in Class IV-F.

(54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2264; Filed, March 16, 1942;
11:16 a. m.]

[Amendment No. 38, 2d Edition]

PART 643—PAROLE

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 643,¹ by deleting paragraph (d) of § 643.5 and substituting therefor the following:

§ 643.5 *Classification and induction of persons paroled for induction into the land or naval forces of the United States.*

¹ 6 F.R. 6848.

² 6 F.R. 6849; 7 F.R. 202, 431, 506; 653, 654.

¹ 6 F.R. 6852.

(d) Upon receipt of a copy of such order, the local board shall proceed to order the registrant to report for induction in the same manner as in the case of any other registrant, except that at the time the registrant is ordered to report for induction a certified copy of the order suspending parole supervision shall be sent to the commanding officer of the induction station with a letter of explanation as provided in § 622.61 (5). Arrangements will be made by the proper prison officials for the release of the registrant so that he can comply with the order to report for induction. (54 Stat. 885; 50 U.S.C. Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2272; Filed, March 16, 1942; 11:18 a. m.]

[Amendment No. 39, 2d Edition]

PART 651—DETERMINATION OF ACCEPTABILITY OF PERSONS FOR WORK OF NATIONAL IMPORTANCE UNDER CIVILIAN DIRECTION

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 651,¹ in the following respects:

1. By deleting § 651.1 and substituting therefor the following:

§ 651.1 *Selection of registrants for assignment to work of national importance.* Every registrant who is classified in Class IV-E (or in Class IV-E-LS if and when Class I-B and Class I-B-O registrants are ordered to report for induction), before he is assigned to work of national importance under civilian direction, shall be given a final-type physical examination for registrants in Class IV-E. Each such registrant shall be ordered to report for such examination when his order number is reached in the process of selecting Class I-A and Class I-A-O registrants (or Class I-B and Class I-B-O registrants if and when such registrants are being selected) to report for induction, provided his classification is not under consideration on appearance, reopening, or appeal, and the time in which he is entitled to request an appearance or take an appeal has expired.

2. By deleting paragraph (c) of § 651.2 and substituting therefor the following:

§ 651.2. *Ordering Class IV-E registrants to report for final-type physical examination.*

(c) The local board may grant a delay of the date when any registrant is to appear for final-type physical examination for registrants in Class IV-E when he is quarantined because of a communicable disease, is sick, has some temporary ailment, is awaiting an operation, or when he has some other good and suffi-

cient reason for being unable to appear.

3. By deleting paragraphs (a) and (c) of § 651.21 and substituting therefor the following:

§ 651.21 *Class IV-E registrant to be examined under MR 1-9 by local board examining physician.* (a) The physical standards governing the final-type physical examination for registrants in Class IV-E (or Class IV-E-LS) shall be those applicable to physical examinations conducted by the medical board at the induction station of the armed forces, as set forth in MR 1-9.

(c) The local board examining physician shall fill in the Physical Examination Results in Section IV of the Report of Physical Examination and Induction (Form 221), and if he finds the registrant to be qualified for general service and has entered the registrant's name in (a) or (b) of Item 78 of Section IV, he shall fill out Section III of the Report of Physical Examination and Induction (Form 221).

4. By deleting paragraphs (a), (b), and (c) of § 651.31 and substituting therefor the following:

§ 651.31 *Action of local board following final-type physical examination of Class IV-E registrants.* (a) After the Report of Physical Examination and Induction (Form 221) has been returned from the examining physician, the following action shall be taken based upon the information contained in Item 78, Section IV, of such report:

(1) If in (a) of Item 78 it is indicated that the registrant is physically and mentally qualified for general service, he is acceptable for work of national importance under civilian direction, and he will be assigned to and delivered for work of national importance under civilian direction in the manner provided in Part 652.

(2) If in (b) of Item 78 it is indicated that the registrant will be physically and mentally qualified for general service after satisfactory correction of the remediable defects set forth therein, the local board shall not change his classification but shall take the necessary steps for the correction of his remediable defects as outlined in Part 661.

(3) If in (c) of Item 78 it is indicated that the registrant is physically qualified for limited service only or if in (d) of Item 78 it is indicated that the registrant will be physically qualified for limited service after the satisfactory correction of the remediable defects set forth therein, the local board shall reopen his classification and classify him in Class IV-E-LS.

(4) If in (e) or (f) of Item 78 it is indicated that the registrant is physically, mentally, or otherwise disqualified for service, the local board shall reopen his classification and classify him in Class IV-F.

(b) The local board shall complete Section V of the Report of Physical Examination and Induction (Form 221) by

filling in the applicable items. It shall then check to make certain that all entries have been completed on the original of the Report of Physical Examination and Induction (Form 221) and that all such information has been correctly transcribed on the copies thereof.

(c) When the local board examining physician on final-type physical examination of a registrant in Class IV-E finds that the registrant is physically and mentally qualified for general service in work of national importance under civilian direction, or will be physically and mentally qualified for general service in work of national importance under civilian direction after correction of remediable defects, the original and all copies of the Report of Physical Examination and Induction (Form 221) will be retained by the local board in the registrant's Cover Sheet (Form 53) until the registrant is forwarded for work of national importance under civilian direction in the manner provided in Part 652.

(54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2273; Filed, March 16, 1942; 11:19 a. m.]

PART 653—WORK OF NATIONAL IMPORTANCE UNDER CIVILIAN DIRECTION

[Amendment No. 40, 2d Edition]

As Director of Selective Service, I hereby amend the Selective Service Regulations, Second Edition, Part 653,¹ in the following respects:

1. By deleting paragraphs (c), (d), and (e) of § 653.11 and substituting therefor the following:

§ 653.11 *Reception at camps.*

(c) If the assignee indicates that his physical condition has changed since his final-type physical examination for registrants in Class IV-E, the camp physician shall examine him with reference thereto. If the assignee is not accepted for work of national importance, the camp director will indicate the reason therefor, and the assignee, pending instructions from the Director of Selective Service, will be retained in the camp or hospitalized where necessary.

(d) The camp director shall complete Item 79 of the Report of Physical Examination and Induction (Form 221), changing such parts thereof as may be required. The camp director shall retain the Armed Forces' Original of the Report of Physical Examination and Induction (Form 221) and shall forward the Surgeon General's Copy and the National Headquarters' Copy thereof to the Director of Selective Service.

¹7 F.R. 247, 506, 654.

(e) Upon receiving notice that a registrant has been accepted for work of national importance, the local board shall not change his classification but shall note the fact of his acceptance for such work in the Classification Record (Form 100). Upon receiving notice that a registrant has been rejected for work of national importance, the local board shall take the action outlined in § 633.13 (b) except that the report of the camp physician shall be used in lieu of the report of the medical board of the armed forces and shall either retain the registrant in Class IV-E or change his classification to Class IV-E-LS or Class IV-F as the circumstances may require.

2. By deleting paragraph (f) of § 653.15 and substituting therefor the following:

§ 653.15 *Release for induction into the land or naval forces.*

(f) If the classification of the assignee is changed by the local board to Class I-A or Class I-A-O, arrangements will be made by the Director of Selective Service for the assignee to be delivered to his local board or to a local board of transfer for induction into the land or naval forces. Such assignee shall remain in camp until released by the Director of Selective Service. Such assignee shall be furnished with necessary Government Requests for Transportation (Standard Form No. 1030) and Government Request for Meals or Lodgings for Civilian Registrants (Form 256) for travel between the camp and his local board or a local board of transfer.

(54 Stat. 885; 50 U.S.C., Sup. 301-318, inclusive; E.O. 8545, 5 F.R. 3779)

Effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 10, 1942.

[F. R. Doc. 42-2274; Filed, March 16, 1942;
11:19 a. m.]

[No. 55]

ORDER PRESCRIBING FORMS

By virtue of the Selective Training and Service Act of 1940 (54 Stat. 885) and the authority vested in me by the rules and regulations prescribed by the President thereunder and more particularly the provisions of § 605.51 of the Selective Service Regulations, I hereby prescribe the following change in DSS forms:

Addition of a new form designated as DSS Form 175, entitled "Application to Volunteer and Waiver of Dependency," effective immediately upon the filing hereof with the Division of the Federal Register.

The foregoing addition shall, effective immediately upon the filing hereof with

the Division of the Federal Register,¹ become a part of the Selective Service Regulations.

LEWIS B. HERSHEY,
Director.

MARCH 6, 1942.

[F. R. Doc. 42-2253; Filed, March 16, 1942;
11:20 a. m.]

[No. 56]

ORDER PRESCRIBING FORMS

By virtue of the Selective Training and Service Act of 1940 (54 Stat. 885) and the authority vested in me by the rules and regulations prescribed by the President thereunder and more particularly the provisions of § 605.51 of the Selective Service Regulations, I hereby prescribe the following change in DSS forms:

Addition of a new form designated as DSS Form 221, entitled "Report of Physical Examination and Induction," effective immediately upon the filing hereof with the Division of the Federal Register.²

The foregoing addition shall, effective immediately upon the filing hereof with the Division of the Federal Register, become a part of the Selective Service Regulations.

LEWIS B. HERSHEY,
Director.

FEBRUARY 11, 1942.

[F. R. Doc. 42-2254; Filed, March 16, 1942;
11:20 a. m.]

CHAPTER IX—WAR PRODUCTION BOARD

SUBCHAPTER B—DIVISION OF INDUSTRY OPERATIONS

PART 1042—IMPORTS OF STRATEGIC MATERIALS

Amendment No. 3 to General Imports Order—M-63 To Conserve the Supply and Direct the Distribution of Designated Materials in Which Shortages Exist and Which Are Imported

Section 1042.1 (General Imports Order M-63²) is hereby amended to read as follows:

Whereas: War Requirements have created a shortage of the materials hereinafter set forth for defense, essential civilian and other uses; such materials are imported and due to the uncertainties of transportation in wartime the restrictions upon the disposition of such materials hereinafter set forth are necessary to prevent dispersion of such materials and to direct the distribution thereof in such manner as to satisfy war and essential civilian needs:

Now, therefore, it is hereby ordered, That:

§ 1042.1 *General Imports Order M-63—(a) Definitions.* For the purposes of this Order:

(1) "Strategic Material" means any material listed in List A.

(2) "Person" means any individual, partnership, association, business trust, corporation or any organized group of persons, whether or not incorporated.

(3) "Owner" of any material means any person who has any property interest in such material except a person whose interest is held solely as security for the payment of money.

(4) "Consignee" means the person to whom a strategic material is consigned at the time of importation.

(5) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States (including the Philippine Islands). Release from the bonded custody of the United States Bureau of Customs shall, for the purpose of this Order, be deemed a transportation.

(6) "Place of Initial Storage" means any warehouse, yard, ground storage or other place to which the person making the entry or withdrawal from custody of the United States Bureau of Customs of strategic material imported after the effective date of this Order directs or has directed that such strategic material be transported from the port of entry to be held until disposed of pursuant to this Order.

(b) *Restrictions on importation of strategic materials.* After the effective date of this Order, no person, other than Metals Reserve Company, Defense Supplies Corporation and any other United States governmental department, agency or corporation, or any agent acting for such company, department, agency or corporation, shall, without the written authorization of the Director of Industry Operations, make any contract or other arrangement for the importing of any Strategic Material. Applications for authorization to contract or arrange for the import of strategic materials shall be made in duplicate on Form PD-222C. This prohibition shall not prevent the importing, under the restrictions hereinafter set forth, of strategic material by any person under any contract made before, or in existence on, the effective date of this Order.

(c) *Restrictions on disposition of imported strategic materials.* Except as hereinafter specifically provided in paragraph (d):

(1) *Restrictions upon owners and consignees.* No owner or consignee of any strategic material which is imported after the effective date of this Order shall in any way, directly or indirectly:

(i) Dispose of any interest in such strategic material;

(ii) Process or in any way change the physical condition of such strategic material;

(iii) Transfer possession, or cause or permit a transfer of possession, of such strategic material except to the port of entry and from the port of entry to the place of initial storage of such strategic material; or

¹ Filed as a part of the original document.

² 6 F.R. 6796; 7 F.R. 206, 223.

(iv) Change, or cause or permit a change of, the location of such strategic material except to the port of entry and from the port of entry to the place of initial storage of such strategic material.

Provided: That a consignee of strategic material may dispose of his interest in such strategic material to the extent necessary to complete any commitment or contract made prior to the effective date of this Order. The person to whom he disposes of such interest shall be subject to all restrictions imposed upon owners by this Order.

(2) *Restrictions upon banks and persons similarly situated.* No bank or other person which, as agent, pledgee, beneficiary under a trust receipt, or otherwise, has possession of or any interest in any written instrument evidencing any interest in any strategic material imported after the effective date of this Order shall in any way, directly or indirectly, except to the extent necessary to permit a consignee to make a permissible disposition of strategic material in accordance with sub-paragraph (1) of this paragraph (c),

(i) Dispose of any such interest; or
(ii) Transfer possession, or cause or permit a transfer of possession of such instrument.

(d) *Permissible disposition of imported strategic materials.*—(1) *Transfer to Governmental agency:* Nothing contained in this Order shall prohibit any person having any interest whether as owner, consignee or otherwise, in any strategic material imported after the effective date of this Order from disposing of, or making any arrangement to dispose of, any interest in such strategic material to Metals Reserve Company, Defense Supplies Corporation or any other United States governmental department, agency or corporation.

(2) *Authorization by Director of Industry Operations.* Notwithstanding the provisions of paragraph (c), an Owner of strategic material imported after the effective date of this Order or a bank or other Person having possession of or an interest in a written instrument evidencing an interest in such strategic material, may process such strategic material or may dispose of any interest in such strategic material or any such written instrument, or transfer possession or change the location thereof, or cause or permit such a transfer of possession or change of location, upon written authorization by the Director of Industry Operations. Any such person may make application in duplicate for such an authorization on Form PD-222A, which Form shall be addressed to War Production Board, Ref: M-63, Washington, D. C., (which will receive from the Collectors of Customs reports of all imports of strategic materials).

(3) *Exceptions.* The restrictions set forth in paragraph (c) shall not apply to any strategic material of which any United States governmental department, agency, or corporation is the Owner at the time of importation, and shall not apply to any such strategic material after any United States governmental depart-

ment, agency or corporation becomes the Owner thereof, and shall not apply to any strategic material purchased or otherwise acquired from any United States governmental department, agency or corporation.

(e) *Reports.*—(1) *Reports to Federal Loan Agency.* Promptly after the issuance of this Order, every person other than any United States governmental department, agency or corporation, or any agent acting for any such department, agency or corporation, who has outstanding any order, contract or other arrangement for the importing of any strategic material or who has heretofore acquired for import any strategic material which has not physically arrived at the port of entry thereof when this Order becomes effective, shall report all relevant facts with respect to such strategic material to Federal Loan Agency, Ref: M-63, Washington, D. C. Such report shall be filed in duplicate; one copy will be transmitted to the War Production Board by Federal Loan Agency.

(2) Every person, other than any United States governmental department, agency or corporation, or any agent acting for any such department, agency, or corporation, who is authorized by the Director of Industry Operations under paragraph (b) hereof, to make any contract or other arrangement for the importing of any strategic material, shall promptly report all relevant facts with respect to any contract or other arrangement entered into pursuant to such authorization to Federal Loan Agency, Ref: M-63, Washington, D. C. Such report shall be filed in duplicate; one copy will be transmitted to the War Production Board by Federal Loan Agency.

(3) *Reports to Collectors of Customs.* No strategic material which is imported after the effective date of this Order, other than strategic materials imported by or for the account of Metals Reserve Company, Defense Supplies Corporation or any other United States Governmental department, agency or corporation, shall be entered for consumption or withdrawn from warehouse for consumption unless the person making the entry or withdrawal shall file with the entry or withdrawal a statement of proposed disposition on Form PD-222B. Such statement shall be filed in duplicate; both copies shall be transmitted by the Collector of Customs to the War Production Board, Ref: M-63, Washington, D. C.

(4) *Other Reports.* All persons having any interest, whether as owner or consignee or otherwise, in any strategic material imported after the effective date of this Order shall file such other reports as may be required from time to time by the War Production Board.

(f) *Violations.* Any person who willfully violates any provision of this Order or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this Order may be prohibited from receiving further deliveries of any material subject to allocation, and such further action may be taken as is deemed appropriate, including

a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U.S.C. 80).

(g) *Applicability of Priorities Regulation No. 1* This Order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this Order shall govern.

(h) *Effective date.* This Order shall take effect immediately, and shall continue in effect until revoked. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6620; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 14th day of March 1942.

J. S. KNOWLSON,

Director of Industry Operations.

LIST A—ATTACHED TO GENERAL IMPORTS
ORDER M-63

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (Issue of January 1, 1941). Materials are included in this List to the extent that they are covered by the commodity numbers listed below.

Material	Ec. class	Commodity No.
Antimony.....	7	6650.0
	7	6651.0
	7	6651.1
	7	838.180
	7	838.210
Asbestos originating in Rhodesia or the Union of South Africa.....	1	5500.0
	1	5500.1
	7	5501.0
	7	5501.1
	7	5501.9
	7	5502.1
Chromium.....	1	6213.0
Cocunut Oil.....	6	2212.5
Copper.....	7	6400.8
	7	6417.1
	9	643.60
	0	2232.0
Copra.....	0	
Graphite or Plumbago, Crystalline Flake.....	1	5730.5
Hides and Skins.....	0	0201.0
	0	0202.0
	0	0203.0
	0	0203.1
	0	0205.0
	0	0206.0
	0	0207.0
	0	0208.0
Horse mane and tail hair.....	0	2694.0
	0	2694.1
	0	2495.0
Isle or Tampico Fiber.....	1	531.65
Kyanite and Sillimanite.....	1	6504.0
Lead.....	7	6505.1
	7	6505.0
	7	6506.1
	7	6506.5
	7	6507.0
	9	6509.0
Mica.....	1	5500.7
	1	5500.8
	1	5500.9
	7	5501.0
	7	5501.8
	7	5501.9
	9	5504.0
	9	5504.2
Palm Oil.....	6	2243.0
Palm Kernels.....	0	2243.5
Palm Kernel Oil.....	0	2243.0
Pig and Hog Bristles.....	6	6517.0
	0	6519.1
Quicksilver or Mercury.....	7	6662.0

Material	Ec. class	Commodity No.
Rapeseed Oil.....	6	2253.0
Rutile.....	1	6270.2
Shellac.....	7	2107.2
Tung Oil.....	7	2108.0
Tungsten.....	6	2241.0
Vanadium.....	1	6232.0
Zinc.....	1	6260.0
Zirconium.....	7	6553.2
	1	6270.5

[F. R. Doc. 42-2237; Filed, March 14, 1942;
12:20 p. m.]

PART 1115—FUEL OIL

Limitation Order L-56 to Curtail the Consumption of Fuel Oil

Whereas fulfillment of requirements for the defense of the United States has created in certain areas a shortage in the supply of fuel oil for defense, private account and export, it is necessary in the public interest and to promote the defense of the United States to allocate the supply thereof in the manner and to the extent hereinafter in this Order provided,

Now, therefore, it is ordered, That:

§ 1115.1 *Limitation Order L-56—(a) Applicability of Priorities Regulation No. 1.* This Order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944) as amended from time to time, except to the extent that any provisions hereof may be inconsistent therewith, in which case the provisions of this Order shall govern.

(b) *Additional definitions.* For the purpose of this Order:

(1) "Supplier" means any person supplying Fuel Oil, directly or indirectly, to a Consumer.

(2) "Consumer" means any ultimate user of Fuel Oil including any Governmental corporation or agency.

(3) "Standby facilities" means equipment in serviceable operating condition designed to use a fuel other than Fuel Oil, except electricity, natural gas, or mixed natural and manufactured gas, and for the operation of which a supply of such fuel is available.

(4) "Fuel oil" means any liquid petroleum classified as grade No. 1, 2, 3, 4, 5, or 6, including Bunker "C" fuel oil, kerosene, range oil, gas oils, and any other liquid petroleum product used for the same purpose as the above designated grades.

(c) *Limitation on deliveries of fuel oil.* (1) No Supplier shall deliver to any Consumer in any area designated in List "A" who has Standby Facilities and no such Consumer shall accept delivery of Fuel Oil from any Supplier unless such Standby Facilities are being operated to take the place of such Consumer's Fuel-Oil-burning facilities to the greatest possible extent and to effect the maximum reduction in such Consumer's requirements for Fuel Oil.

(2) No Supplier shall deliver Fuel Oil to a Consumer in any area designated in List "A" and no such Consumer shall accept delivery of Fuel Oil from any Supplier for the operation of:

(i) New or additional equipment unless such equipment was installed prior to 30 days after the effective date of this Order, or unless, in the case of new construction, the equipment was specified in the construction contract, and the foundation under the main part of the structure in which the equipment is to be installed was completed prior to 30 days after the effective date of this Order; *Provided*, That the replacement of worn-out parts shall not be deemed to be the installation of new or additional equipment if the existing equipment is not adaptable to the use of other fuels; or

(ii) Facilities converted from other fuel to Fuel Oil unless such conversion has been completed prior to 10 days after the effective date of this Order;

Provided, That deliveries of Fuel Oil may be made by any Supplier to any Consumer for the operation of equipment or facilities specified in this paragraph in any case where such Consumer cannot use a fuel other than Fuel Oil, electricity, natural gas, or mixed natural and manufactured gas, either because any such substitute fuel is not available or because technical utilization factors prevent its use.

(d) *Conversion of fuel-oil-burning facilities.* The Director of Industry Operations, or other person designated by him, may from time to time examine and investigate the Fuel-Oil-burning facilities owned or operated by any Consumer for the purpose of determining whether such equipment can be converted to the use of a fuel other than Fuel Oil, electricity, natural gas, or mixed natural and manufactured gas. In making such investigation, the Director of Industry Operations, or his representative, shall take into consideration all facts and circumstances which may relate to the particular problem, including the availability of such other fuel. If it is found that the Fuel-Oil-burning facilities of any Consumer may be converted to the use of such other fuel, and that a supply of such fuel is available, without an unreasonable expenditure upon the part of the Consumer and without working any exceptional or unreasonable hardship upon such Consumer, then the Director of Industry Operations may, after notice sufficient to permit such conversion, forbid further deliveries of Fuel Oil for use in such facilities.

(e) *Exception.* Nothing in this Order shall be construed to apply to the delivery of Fuel Oil for use in internal combustion engines.

(f) *Directions as to deliveries.* The Director of Industry Operations may from time to time issue specific directions directing or forbidding deliveries of Fuel Oil to any Consumer.

(g) *Appeals.* Any Person affected by this Order who considers that compliance therewith would work an excep-

tional and unreasonable hardship upon him may appeal to the Director of Industry Operations, by letter or telegram, setting forth the pertinent facts and the reasons he considers himself entitled to relief. The Director of Industry Operations may thereupon grant specific exemptions or take such other action as may be consistent with this Order. Unless otherwise directed, appeals shall be filed with the Director of Marketing, Office of Petroleum Coordinator for National Defense, Department of the Interior, Washington, D. C. Any such appeal involving a defense housing project shall be filed with the local Federal Housing Administration office which shall review such appeal and transmit it, together with specific recommendations, to the said Director of Marketing, or to his representative, for further proceedings.

(h) *Violations.* Any Person who willfully violates any provision of this Order may be prohibited from receiving further deliveries of any material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under Section 35A of the Criminal Code (18 U.S.C. 80).

(i) *Reports and correspondence.* All reports required to be filed hereunder and all communications concerning this Order shall, unless otherwise directed, be addressed to: Office of Petroleum Coordinator, Washington, D. C., Ref.: L-56.

(j) *Effective date.* This Order shall take effect on the date of issuance and shall continue in effect until revoked by the Director of Industry Operations. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 14th day of March 1942.

J. S. KNOWLSON,
Director of Industry Operations.

LIST "A"

Order L-56 shall apply in the following areas:

1. The States of Connecticut, Delaware, Florida, Georgia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia, and the District of Columbia.

2. The States of Oregon and Washington.

[F. R. Doc. 42-2235; Filed, March 14, 1942;
12:20 p. m.]

PART 1140—MOTOR VEHICLES

LIMITATION ORDER L-60

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of aluminum, cadmium, chromium, copper and nickel for defense, for private account and

for export; and the following Order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1140.1 *Limitation. Order L-69—(a) Definitions:*

(1) "Motor Vehicle" means any vehicle of four wheels or more designed for use on the highway and powered by an internal combustion engine, and any trailer designed exclusively for the transportation of property on the highway.

(2) "Bright Work" means any plating, coating, or other metal finish containing any aluminum, cadmium, chromium, copper or nickel.

(3) "Producer" means any individual, partnership, association, corporation, or other form of business enterprise engaged in the production of motor vehicles, or of chassis, bodies, cabs, accessories or replacement parts therefor.

(b) *General restrictions.* (1) No producer shall manufacture or use any bright work:

(i) In the exterior finish or trim of any motor vehicle or chassis therefor,

(ii) In the interior or exterior finish or trim of any body or cab for any motor vehicle, or

(iii) In the production of accessories for any motor vehicle or of replacement parts for any motor vehicle or for any chassis, body or cab therefor:

Provided, That nothing herein shall prohibit the manufacture or use of bright work in the production or use of ventilator window latches, external locks, cylinder caps and covers, external windshield wipers and arm and blade assemblies therefor, and body trim screws.

(2) No producer who, on the effective date of this Order, has in his possession or control any aluminum, cadmium, chromium, copper or nickel in any form shall:

(i) Sell or otherwise dispose of any thereof except as expressly permitted by the Director of Industry Operations, or to Defense Supplies Corporation, Metals Reserve Corporation or any other corporation organized under section 5 (d) of the Reconstruction Finance Corporation Act as amended, or any person acting as agent for such corporation; or

(ii) Use any thereof except in the manufacture of any other articles which such producer manufactured during the month of February 1942 and then only to the extent that such use is not prohibited by General Conservation Orders M-1-e, M-6-b, M-9-c and M-65-a as the same may be amended from time to time or any other orders of the Director of Priorities or of the Director of Industry Operations heretofore or hereafter issued curtailing the use of any such material or limiting the production of any such articles, provided that such producer's average use of such materials in the manufacture of such other articles in any month after February 1942, shall not exceed his daily use thereof in such

manufacture during the month of February 1942.

(3) The prohibitions and restrictions contained in this Order shall not apply to the use of aluminum, cadmium, chromium, copper or nickel in the manufacture or use of bright work under a specific contract or subcontract for the Army or Navy of the United States, the United States Maritime Commission, the Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civil Aeronautics Authority, the National Advisory Commission for Aeronautics, the Office of Scientific Research and Development, or for any foreign country pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act), if in any such case the use of such metals to the extent employed is required by the specifications of the prime contract.

(c) *Records.* All persons affected by this Order shall keep and preserve for not less than 2 years accurate and complete records concerning inventories, purchases, production and sales.

(d) *Audit and inspection.* All records required to be kept by this Order shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(e) *Reports.* All persons affected by this Order shall execute and file with the War Production Board such reports and questionnaires as said Board shall from time to time require.

(f) *Violations or false statements.* Any person who violates this Order or who willfully falsifies any records which he is required to keep by the terms of this Order, or otherwise willfully furnishes false information to the War Production Board may be deprived of priorities assistance or may be prohibited by the War Production Board from obtaining any further deliveries of materials subject to allocation. The War Production Board may also take any other action deemed appropriate, including the making of a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U.S.C. 80).

(g) *Appeal.* Any person affected by this Order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, or that it would result in a serious problem of unemployment in the community, or that compliance with this Order would disrupt or impair a program of conversion from nondefense work, may apply for relief by addressing a letter to the War Production Board setting forth the pertinent facts and the reasons such person considers that he is entitled to relief. The War Production Board may thereupon take such action, if any, as it deems appropriate by the amendment of this Order or otherwise.

(h) *Communications.* All communications concerning this Order shall be addressed to War Production Board, Washington, D. C., Ref.: L-69.

(i) *Effective date.* This Order shall take effect upon the date of issuance

hereof. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3rd Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 14th day of March, 1942.

J. S. KNOWLSON,
Director of Industry Operations.

[F. R. Doc. 42-2236; Filed, March 14, 1942;
12:20 p. m.]

PART 941—MATERIAL AND EQUIPMENT ENTERING INTO FREIGHT CAR CONSTRUCTION INCLUDING RAILROAD, INDUSTRIAL, AND MINE FREIGHT CARS

Extension of General Preference Order No. P-8¹

It is hereby ordered, That § 941.1 (General Preference Order P-8) issued June 18, 1941, as last extended by Extension of Preference Rating Order P-8, issued December 31, 1941, and all Preference Rating Certificates issued thereunder shall continue in effect until April 30, 1942, unless sooner revoked by the War Production Board. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3rd Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 16th day of March 1942.

J. S. KNOWLSON,
Director of Industry Operations.

[F. R. Doc. 42-2285; Filed, March 16, 1942;
11:32 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

Priorities Regulation No. 8

§ 944.29 *Priorities Regulation 8—(a) Certain reporting requirements revoked.* Except as provided in paragraph (b) hereof, all orders heretofore issued which require any person to report upon any of the forms listed in Appendix A to this Regulation are hereby amended so as to revoke such requirements.

(b) *Exceptions to general rule.* The provisions of paragraph (a) hereof shall not apply to any of the orders listed in Appendix B to this Regulation.

(c) This Regulation shall take effect immediately. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 16th day of March 1942.

J. S. KNOWLSON,
Director of Industry Operations.

¹ 6 F.R. 3009, 6270; 7 F.R. 23, 693.

Appendix A. Reports on the following forms need no longer be filed, except to the extent required by the orders listed in Appendix B:

Forms PD—

6	42	46A	57	68A
6A	42A	47	57A	74
13	43	47A	58	74A
14	43A	48	58A	81
30	44	48A	63	81A
30A	44A	52	63A	93
38	45	52A	64	119
41	45A	56	65	
41A	46	56A	68	

Appendix B. When required by the following Orders, reports on the forms listed in Appendix A shall continue to be filed:

Orders P—

19	29	51	68	87
19-a	42	56-a	73	95
19-e	42-a	62	82	115
19-li	43	65	86	

[F. R. Doc. 42-2290; Filed, March 16, 1942; 11:35 a. m.]

PART 956—MATERIAL ENTERING INTO THE CONSTRUCTION OF SPECIFIED LOCOMOTIVES

Extension of Preference Rating Order No. P-20¹

It is hereby ordered, That § 956.1 (Preference Rating Order P-20), issued July 21, 1941, as last extended by Extension of Preference Rating Order No. P-20, issued December 31, 1941, and all Preference Rating Certificates issued thereunder, shall continue in effect until April 30, 1942, unless sooner revoked by the War Production Board. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 16th day of March 1942.

J. S. KNOWLSON,

Director of Industry Operations.

[F. R. Doc. 42-2284; Filed, March 16, 1942; 11:32 a. m.]

PART 957—MATERIAL ENTERING INTO THE REPAIR AND REBUILDING OF STEAM, ELECTRIC, OR DIESEL LOCOMOTIVES WHETHER FOR RAILROAD, MINING, OR INDUSTRIAL USE

Extension of Preference Rating Order No. P-21

It is hereby ordered, That § 957.1 (Preference Rating Order P-21),² issued July 21, 1941, as last extended by Extension of Preference Rating Order No. P-21, issued December 31, 1941, and all Preference Rating Certificates issued thereunder, shall continue in effect until April 30, 1942, unless sooner revoked by the War Production Board. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan.

24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 16th day of March 1942.

J. S. KNOWLSON,

Director of Industry Operations.

[F. R. Doc. 42-2283; Filed, March 16, 1942; 11:30 a. m.]

PART 992—LAUNDRY EQUIPMENT

Supplementary General Limitation Order L-6-c¹—Further Restricting and Finally Prohibiting the Production of Domestic Laundry Equipment.

In accordance with the provisions of § 992.1 (General Limitation Order L-6) which the following order supplements, It is hereby ordered, That:

§ 992.4 Supplementary General Limitation Order L-6-c.

(a) Prohibition of production of domestic laundry equipment. Effective April 16, 1942, no Class A or Class B manufacturer shall produce any domestic laundry equipment. Effective May 16, 1942, no Class C or Class D manufacturer shall produce any domestic laundry equipment.

(b) Restrictions until dates of prohibition of production. During the period beginning March 16, 1942, and ending April 15, 1942 inclusive:

(1) No Class A manufacturer shall produce more domestic laundry equipment than the greater of the following two limits:

- (i) 11,700 units of such equipment, or
- (ii) 90% of the monthly average of his Factory Sales of such equipment for the twelve months ending June 30, 1941.

(2) No Class B manufacturer shall produce more domestic laundry equipment than the greater of the following two limits:

- (i) 5,625 units of such equipment, or
- (ii) 97½% of the monthly average of his Factory Sales of such equipment for the twelve months ending June 30, 1941.

During the period beginning March 16, 1942 and ending May 15, 1942:

(1) No Class C manufacturer shall produce more domestic laundry equipment than the greater of the following two limits:

- (i) 3,420 units of such equipment, or
- (ii) Two times 112½% of the monthly average of Factory Sales of such equipment for the 12 months ending June 30, 1941.

(2) No Class D manufacturer shall produce more than two times 142½% of the monthly average of his Factory Sales of such equipment for the twelve months ending June 30, 1941.

(c) Replacement parts. Nothing in this order shall be construed to prohibit or limit the production of replacement parts for domestic laundry equipment.

(d) Restrictions on inventory. (1) Until otherwise ordered by the Director of Industry Operations no manufacturer shall sell, deliver, or otherwise transfer any part of the inventory of raw materials, semi-processed parts or finished parts which he holds for use in the production of domestic laundry equipment to any other person, or to any other department, division, or section of his concern not engaged in the production of domestic laundry equipment, except on the following conditions:

(i) Raw materials, semi-processed parts, and finished parts may be sold, delivered or otherwise transferred to other manufacturers of domestic laundry equipment for their use in the production of such equipment pursuant to the provisions of paragraph (b);

(ii) Raw materials, semi-processed parts, and finished parts may be sold, delivered or otherwise transferred in connection with the manufacture and sale of repair and maintenance parts for domestic laundry equipment;

(iii) Raw materials, semi-processed parts, and finished parts may be sold, delivered, or otherwise transferred to any person (including any other department, division, or section of a manufacturer's concern not engaged in the production of domestic laundry equipment) who is able to supply a preference rating of A-9 or higher;

(iv) Raw materials, semi-processed parts, and finished parts may be sold, delivered, or otherwise transferred to the Defense Supplies Corporation or other corporation, affiliate, or other form of enterprise under the control of the Reconstruction Finance Corporation;

Provided however, That nothing in this paragraph (d) shall be construed to permit any manufacturer to sell, deliver, or otherwise transfer, or any person to purchase, receive delivery of, or otherwise acquire any raw materials, semi-processed parts, or finished parts in contravention of the terms of any L or M order including amendments or supplements thereto, or other regulation of the War Production Board, now effective or effective prior to the date of any such sale, delivery, or other transfer.

(2) Each manufacturer shall file with the War Production Board on or before April 1, 1942, an estimate of the inventory of raw materials, by classes of materials, semi-processed parts, and finished parts, which will remain in his hands pursuant to this paragraph after he has completed his production of domestic laundry equipment pursuant to paragraph (b).

(e) No interference with ordnance production. No manufacturer shall divert materials, labor, or equipment from the production of war material to enable him to produce his production quota under paragraph (b) hereof.

(f) Prohibition of acquisition of materials. No manufacturer of domestic laundry equipment shall purchase, receive delivery of, or otherwise acquire any raw materials, semi-processed parts, or finished parts intended for the production of domestic laundry equipment in

¹ 6 F.R. 3646, 6185; 7 F.R. 28, 699.

² 6 F.R. 3647, 6185; 7 F.R. 29, 699.

¹ 6 F.R. 5533, 6407.

excess of quantities required to fulfill the production quotas specified in paragraph (b) hereof; no person shall sell, deliver, or otherwise transfer any such raw materials, semi-processed parts, or finished parts except as so permitted: *Provided, however,* That deliveries of raw materials, semi-processed parts, or finished parts actually in transit to the manufacturer on the date of issue of this order may be delivered to the manufacturer.

(g) *Existing contracts.* Fulfillment of contracts in violation of this order is prohibited regardless of whether such order is entered into before or after the effective date of this order. No person shall be held liable for damages or penalties for any default under any contract or order, which shall result directly or indirectly from his compliance with the terms of this order.

(h) *Appeal.* Any manufacturer who considers that compliance with this order would work an exceptional or unreasonable hardship upon him, or would disrupt or impair a program of conversion to War production may appeal for relief to the Director of Industry Operations by means of a letter addressed to the Director of Industry Operations, Ref.: L-6-c, setting forth in such letter all facts pertinent to the appeal. The Director of Industry Operations may thereupon take such action as he deems appropriate. (P.D. Reg. 1, amended December 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 14th day of March 1942.

J. S. KNOWLSON,
Director of Industry Operations.

[F. R. Doc. 42-2289; Filed, March 16, 1942;
11:35 a. m.]

PART 1041—PRODUCTION, TRANSPORTATION,
REFINING AND MARKETING OF PETRO-
LEUM.

Preference Rating Order No. P-98, Ex-
tended and Amended

§ 1041.1 *Preference Rating Order P-98.* For the purpose of facilitating the acquisition of Material for the Production, Refining, Transportation and Marketing of Petroleum, preference ratings are hereby assigned to deliveries of necessary Material upon the terms herein-after set forth:

(a) *Definitions.* (1) "Person means any individual, partnership, association, business trust corporation, governmental corporation or agency or any organized group of persons; whether incorporated or not.

(2) "Petroleum" means petroleum, petroleum products and associated hydrocarbons, including but not limited to natural gas.

(3) "Main Gas Trunk Line" means any pipeline and appurtenant structures car-

ried as a "trunk line" on the books of an Operator in accordance with the regulations of any duly constituted public regulatory body or, where there is no duly constituted public regulatory body regulating the accounting procedures of the Operator carried as a "trunk line" on the books of an Operator for Federal Income Tax purposes.

(4) "Production" means the discovery, development and depletion of Petroleum Pools; the operation of any stationary gathering systems or surface connections for the conveyance of Petroleum (other than natural gas) to the first valve on the discharge side of the field shipping tank battery at which Petroleum is gauged; the operation of any facility for the processing of natural gas including but not limited to natural gasoline extraction plants, field pressure maintenance plants, repressuring plants, cycling plants, dehydration plants, or desulphurization plants; the operation of any natural gas connecting lines from a well-head connection or from a Main Gas Trunk Line to or from such plants; and the operation of any stationary gathering systems or surface connections for the conveyance of natural gas to the point of connection with a Main Gas Trunk Line.

(5) "Refining" means the operation of a plant or plants, other than those specified in paragraph (a) (4), for the production of finished or unfinished Petroleum, including blending plants which blend neutral, bright-stocks and long residuum to finished S. A. E. grades.

(6) "Transportation" means (except in the case of natural gas) the operation of all Petroleum terminal and terminal storage facilities and the operation of all pipe lines for the transportation of Petroleum from the first valve on the discharge side of the field shipping tank battery where Petroleum is first gauged to any Refining facility, terminal or terminal storage facility and from any Refining facility to any terminal, terminal storage or Marketing facility.

(7) "Marketing" means the operation of all facilities (other than Petroleum terminal or terminal storage facilities or marine, rail, pipeline or truck facilities used to transport Petroleum) for distributing or dispensing Petroleum (excluding natural gas) including without limitation the operation of service stations, substations, bulk plants, warehouses, wholesale depots, or facilities operated by "consumer accounts".

(8) "Petroleum Enterprise" means any facility used in the Production, Refining, Transportation, or Marketing of Petroleum.

(9) "Operator" means any Person engaged in operating a Petroleum Enterprise.

(10) "Supplier" means any Person with whom a contract or purchase order has been placed for delivery of Material to the Operator or to another Supplier.

(11) "Material" means any commodity, equipment, accessories, parts, assemblies, or products of any kind.

(12) Subject to subparagraph (15), "Maintenance" means the upkeep of an

Operator's property or equipment in a sound working condition with a minimum expenditure of Material.

(13) Subject to subparagraph (15), "Repair" means the restoration of an Operator's property or equipment to a sound working condition when such property or equipment has been rendered unsafe or unfit for further service by wear and tear, damage, destruction or failure of parts or similar causes.

(14) Subject to subparagraph (15), "Operating Supplies" means any Material (other than that used for Maintenance or Repair) which is essential to and consumed in the operation of a Petroleum Enterprise and which is generally charged to the operating expense account of an Operator: *Provided,* That the term "Operating Supplies" shall not include any of the following:

(i) Material (other than reagents, additives or compounding Material) which is physically incorporated in whole or in part into any product of an Operator;

(ii) any Material which is to be used as a fuel or lubricant;

(iii) any non-ferrous Material which is to be used as packaging supplies.

(15) The terms "Maintenance", "Repair" and "Operating Supplies" do not include any of the following:

(i) Material for the replacement of an item or part thereof where the replacement is carried on the Operator's books as a fixed asset;

(ii) Material for the improvement of an Operator's property or equipment through the replacement of Material in the existing installation, unless the property or equipment which is replaced is beyond economic Repair or has been rendered unusable by fire or other hazard or natural cause;

(iii) Material for additions to or expansion of an Operator's property or equipment;

(iv) Material which is of a type which could not be carried on the Operator's books under "Maintenance", "Repair", "Operating Supplies" or the equivalent in the Operator's established method of bookkeeping.

(16) Subject to subparagraph (17), "Alterations" means any change in the physical arrangement of any existing facility for the processing of natural gas including a natural gasoline extraction plant, field pressure maintenance plant, repressuring plant, cycling plant, dehydration plant, desulphurization plant, any existing facility used in Refining (other than blending plants), or any existing facility used in Transportation which is made for the purpose of increasing the operating efficiency of such facility and which does not involve an expenditure of more than \$1,000 for Material.

(17) The term "Alterations" does not include any of the following:

(i) Material to be used as "Maintenance", "Repair", or "Operating Supplies";

(ii) Any change in the physical arrangements of an existing facility in

which the amount of Material necessary to effect a proper Alteration would ordinarily involve an expenditure of more than one thousand dollars or in which an ordinary Alteration in the facility has been subdivided for the purpose of making available to an Operator the provisions of subparagraph (16).

(18) "Exploratory Well" means any well located not less than two miles from any well capable of producing Petroleum.

(19) "Pool" means any underground accumulation of crude Petroleum or associated hydrocarbon substances, including but not limited to natural gas, constituting a single and separate reservoir or source of supply within a field, area, or horizon whether or not presently discovered or developed.

(20) "Office Supplies" means any Material to be used for "Maintenance" or "Repair" purposes or as "Operating Supplies" by an Operator for the purpose of carrying out home or branch office services incident to the conduct of a Petroleum Enterprise.

(21) "Automotive Equipment" means any specialized Material attached to an automobile or truck (but not including automobiles, trucks, motors, parts thereof, tires, or chassis) which material is necessary for containing, dispensing, measuring the movement of, or distributing Petroleum and is used for "Maintenance" or "Repair" purposes or as "Operating Supplies."

(b) *Assignment of preference ratings.* Subject to the terms of this Order, the following preference ratings are hereby assigned to deliveries of Material to an Operator and to his Suppliers.

(1) A-1-a to deliveries of Material, to an Operator engaged in the operation of a natural gasoline extraction plant, field pressure maintenance plant, repressuring plant, cycling plant, dehydration plant, desulphurization plant, or to an Operator engaged in Refining, which Material is to be used for the Repair of the Operator's property or equipment where there has been an actual breakdown or suspension of operations and the essential Material for effecting the Repair is not otherwise available.

(2) A-1-c to deliveries of that minimum quantity of Material to an Operator engaged in the operation of a natural gasoline extraction plant, field pressure maintenance plant, repressuring plant, cycling plant, dehydration plant, desulphurization plant, or to an Operator engaged in Refining, which Material is to be used for Maintenance and which is necessary to make reasonable advance provisions for averting an actual breakdown or suspension of operations.

(3) A-1-e to deliveries of Material, to an Operator engaged in Production, which Material is to be used exclusively for operations directly involved in the search for and discovery of a previously unknown Pool or part thereof by means of geological, geophysical or geochemical prospecting, including specialized Material attached to an automobile or truck (but not including automobiles, trucks, motors, parts thereof, tires, or chassis)

and used for the physical function of carrying out geological, geophysical or geochemical prospecting.

(4) A-2 to deliveries of material,

(i) To an Operator engaged in Production or Refining, which Material is to be used exclusively for carrying out by means of an existing research laboratory investigations into more efficient or more effective methods of conducting Production or Refining Operations;

(ii) To an Operator engaged in Production, which Material is to be used exclusively for operations directly involved in the search for and discovery of a previously unknown Pool by means of the drilling and completion of an Exploratory Well, including but not limited to the drilling of "slim holes";

(iii) To an Operator engaged in Refining, which Material is required as Operation Supplies and consists of one or more of the following: acetone, activated alumina, activated silica gell, aluminum paste, aluminum powder, aluminum chloride, ammonia, carbon tetrachloride, chlorine, copper sulphate, cresylic acid, dichlorethyl ether, diethanol amine, ethylene dichloride, foamite, glycerine, glycol, hydrochloric acid, hydrofluoric acid, mercury, metal deactivator, including orthoeresol, methylbutyl ketone, methylethyl ketone, methyl alcohol, nitro benzene, phenol, phosphoric acid, potassium bichromate, sodium hypochlorite, toluene, triethanol amine, tripotassium phosphate, trisodium phosphate, and zinc chloride.

(iv) To an Operator engaged in the operation of any natural gasoline extraction plant, field pressure maintenance plant, repressuring plant, cycling plant, dehydration plant, or desulphurization plant, which Material is required as Operating Supplies and consists of one or more of the following: acetone, activated alumina, activated silica gell, aluminum paste, aluminum powder, aluminum chloride, ammonia, carbon tetrachloride, chlorine, copper sulphate, diethanol amine, ethylene dichloride, foamite, glycerine, hydrochloric acid, mercury, methyl alcohol nitro benzene, phenol, phosphoric acid, sodium hypochlorite, triethanol amine, tripotassium phosphate, trisodium phosphate, and zinc chloride.

(v) To an Operator engaged in Transportation, which Material is to be used for the Repair of the Operator's property or equipment where there has been an actual breakdown or suspension of operations and the essential Material for effecting the Repair is not otherwise available.

(5) A-8 to deliveries of material,

(i) To an Operator engaged in Production, Refining, or Transportation, which Material is to be used for the Maintenance or Repair of the Operator's property or equipment, or is to be used in effecting Alterations, or is required as Operating Supplies;

(ii) To an Operator engaged in Production, which Material is to be used for Production purposes, but excluding Material not otherwise provided for by this

Order which is to be used by an Operator in the operation of any facility for the processing of natural gas.

(6) A-10 to deliveries of material,

(i) To an Operator engaged in Marketing, which Material is to be used for the Maintenance or Repair of the Operator's property or equipment or which is required as Operating Supplies.

(ii) To an Operator, which Material is to be used as Automotive Equipment or as Office Supplies.

(c) *Persons entitled to apply preference ratings.* The preference ratings hereby assigned may, in the manner and to the extent hereby authorized, be applied by:

(1) Any Operator

(2) Any Supplier of Material to the delivery of which a preference rating has been applied as provided in paragraph (e):

(d) *Restrictions on use of ratings—*

(1) *Restrictions on Operator.* (i) The Operator may not apply a rating to obtain Material to the delivery of which any rating is hereby assigned unless such Material cannot otherwise be obtained without such rating on the date required to enable such Operator to fulfill the authorized purposes for which the rating is granted.

(ii) The Operator may not apply a rating to obtain scarce Material the use of which may, be eliminated without serious loss of efficiency by substitution of less scarce material or by change of design.

(iii) The Operator may not apply a rating to obtain Material in greater quantities or on earlier dates than required to enable him to fulfill the authorized purposes for which the rating is granted.

(iv) The Operator may not apply a rating to obtain Material in excess of a minimum practicable inventory of such Material. Except as provided in paragraph (d) (2), such minimum practicable inventory shall in no event exceed a 90 day supply of Material to be used for the purpose for which the rating may be applied.

(v) The Operator may not apply a rating to obtain Material for any use which is restricted, prohibited or in any way limited by any Order issued by the Director of Industry Operations, other than Material to be used in conformity with the provisions of such Order.

(2) From time to time the Director of Industry Operations may determine that any Operator or class of Operators is exempt, in whole or in part, from the restrictions contained in paragraph (d) (1) (iv).

(3) *Restrictions on suppliers.* (i) No Supplier may apply a rating to obtain Material in greater quantities or on earlier dates than required to enable him to make on schedule a delivery rated hereunder or within the limitations of paragraph (d) (3) (ii) and (d) (3) (iii) below, to replace in his inventory Material so delivered. He shall not be deemed to require such Material if he can make his rated delivery and still retain a minimum practicable working

inventory thereof; and if, in making such delivery, he reduces his inventory below such minimum, he may apply the rating only to the extent necessary to restore his inventory to such minimum.

(ii) A Supplier who supplies material which he has in whole or in part manufactured, processed, assembled, or otherwise physically changed may not apply a rating to restore his inventory to a practicable working minimum unless he applies the rating before completing the rated delivery which reduces his inventory below such minimum.

(iii) A Supplier who supplies material which he has not in whole or in part manufactured, processed, assembled, or otherwise physically changed may defer applications of a rating hereunder to purchase orders or contracts for such material to be placed by him until he can place a purchase order or contract for the minimum quantity procurable on his customary terms: *Provided*, That he shall not defer the application of any rating for more than three months after he becomes entitled to apply it.

(e) *Application of preference ratings.*
(1) The Operator or any Supplier, in order to apply a preference rating assigned hereunder to deliveries to him, must endorse on all copies of each purchase order or contract which is covered by a rating assigned hereunder, a statement in the following form, signed manually or as provided in Priorities Regulation No. 7 (§ 944.27) by an official duly authorized for such purpose, specifying the rating assigned:

Preference Rating A- , is applied hereto under Preference Rating Order No. P-98, with the terms of which Order the undersigned is familiar. This rating may be extended only upon the terms of said Order.

Name of Operator or Supplier

By _____
Signature of Duly Authorized Official

Such endorsement shall constitute a representation to the War Production Board and the Supplier or manufacturer with whom the purchase order or contract is placed that such purchase order or contract is duly rated in accordance herewith. Such Supplier or manufacturer shall be entitled to rely on such representation, unless he knows or has reason to believe it to be false. Any such purchase order or contract shall be restricted to material the delivery of which is rated in accordance herewith.

(2) In addition to the requirements of paragraph (e) (1), the Operator (but not a Supplier), in order to apply the preference ratings assigned by paragraphs (b) (1), (b) (2) (b) (3), (b) (4) (ii), (b) (4) (iii), (b) (4) (iv) and (b) (4) (v), must communicate with the Office of Petroleum Coordinator, Washington, D. C. Ref: P-98, supplying in detail the following information:

- (i) Date of actual breakdown or suspension of operations (if applicable);
- (ii) The equipment to be repaired and its operating importance (if applicable);
- (iii) The Material, quantity and price thereof, necessary to effectuate the Re-

pair or to initiate or maintain operations;

(iv) The supply of the necessary Material which the Operator has on hand or available; and

(v) The names and addresses of Suppliers from whom the Material is to be obtained and the earliest delivery dates assured on (a) an A-8 or lower rating, (b) an A-2 or higher rating by any such Supplier for delivery of the minimum necessary quantity of Material.

The Director of Industry Operations will notify the Operator whether, and to what extent, the application is approved. A copy of such notification shall be furnished by the Operator to any Supplier to evidence the proper rating granted pursuant to the provisions of this Order.

(3) In addition to the requirements of paragraph (e) (1), the Operator (but not a Supplier), in order to apply the preference rating assigned by paragraph (b) (5) (ii) must obtain the countersignature of the Director in Charge of a District Office of the Office of Petroleum Coordinator upon the purchase order or contract which such Operator has endorsed and signed pursuant to paragraph (e) (1).

(4) In addition to the requirements of paragraph (e) (1), the Operator (but not a Supplier), in order to apply the preference ratings assigned by paragraphs (b) (5) (i), (b) (6) (i) and (b) (6) (ii), must obtain the countersignature of the Director in Charge of a District Office of the Office of Petroleum Coordinator upon the purchase order or contract which such Operator has endorsed and signed pursuant to paragraph (e) (1), unless any individual item to be obtained under the ratings assigned by these paragraphs and to which a preference rating is to be applied has a cost to the Operator of \$500 or less.

(f) *Restrictions on use of material obtained under a rating.* When an Operator has applied a rating authorized by this Order, he must use the Material delivered pursuant to the rating or an equivalent amount of Material for the purpose stated in his endorsement pursuant to paragraph (e). In no event shall any Operator use Material delivered to him pursuant to a preference rating assigned by this Order in violation of the provisions of any Conservation Order issued by the Director of Priorities.

(g) *Exception of Operators from Provisions of preference rating Orders Nos. P-43, P-46, and P-100.* No Operator engaged in operating a Petroleum Enterprise and covered by this Order shall be entitled to apply the preference rating assigned by Preference Rating Orders Nos. P-43, P-46, and P-100, and no such Operator shall be subject to the Provisions of such Orders.

(h) *Preference rating assistance other than that granted by the terms of this Order.* Any Operator engaged in operating a Petroleum Enterprise may request preference rating assistance for deliveries of Material to him by filing with the Of-

fice of Petroleum Coordinator applications for preference rating assistance on any appropriate preference rating or project rating application form issued pursuant to the authority of the Director of Industry Operations.

(i) *Records.* In addition to the records required to be kept under Priorities Regulation No. 1, the Operator and each Supplier placing or receiving any purchase order or contract rated hereunder shall each retain for a period of at least two years, for inspection by representatives of the War Production Board, endorsed copies of all such purchase orders or contracts, whether accepted or rejected, segregated from all other purchase orders or contracts, or filed in such manner that they can be readily segregated for such inspection.

(j) *Communications to Office of Petroleum Coordinator.* All reports which may be required to be filed hereunder and all communications concerning this Order shall, unless otherwise directed, be addressed to:

Office of Petroleum Coordinator
Washington, D. C. Ref: P-98.

(k) *Violations.* Any Person who willfully violates any provision of this Order or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this Order may be prohibited from receiving further deliveries of any Material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under section 35 (a) of the Criminal Code (18 U.S.C. 80).

(l) *Revocation or amendment.* This Order may be revoked or amended at any time as to any Operator or any Supplier. In the event of revocation, deliveries already rated pursuant to the provisions of this Order shall be completed in accordance with said rating, unless the rating has been specifically revoked with respect thereto. No additional applications of the rating to any other deliveries shall thereafter be made by any Operator or Supplier affected by such revocation.

(m) *Applicability of Priorities Regulation No. 1.* This Order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1, as amended from time to time, except to the extent that any provision of this Order may be inconsistent therewith, in which case the provisions of this Order shall govern.

(n) *Effective date.* This Order shall take effect on the date of issuance and shall continue in effect until May 15, 1942. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong. 3d Sess., as amended by Public Law 89, 77th Cong., 1st Sess.)

Issued this 14th day of March, 1942.

J. S. KNOWLSON,
Director of Industry Operations.

[F. R. Doc. 42-2282; Filed, March 16, 1942;
11:30 a. m.]

PART 1076—PLUMBING AND HEATING
SIMPLIFICATION

Schedule IV—Cast Iron Soil Pipe and Fittings to Limitation Order No. L-42¹

§ 1076.5 *Schedule IV to Limitation Order No. L-42—(a) Definition.* For the purposes of this Schedule:

"Producer" means any person who manufactures, processes, fabricates or assembles cast iron soil pipe and fittings.

(b) *Simplified practices.* Pursuant to Limitation Order No. L-42 the following simplified practices are hereby established for cast iron soil pipe:

(1) Cast iron soil pipe, known commercially as "standard", shall continue at the same weight as heretofore produced.

(2) Cast iron soil pipe, known commercially as "medium", shall be discontinued.

(3) Cast iron soil pipe, known commercially as "extra heavy", shall be reduced in weight as follows:

Reduction per length	New weight per single hub length	New weight per double hub length
	Pounds	Pounds
2"—1 lb.	24	25
3"—2 lbs.	43	45
4"—3 lbs.	57	60
5"—4 lbs.	71	74
6"—5 lbs.	90	95
8"—10 lbs.	140	147
10"—15 lbs.	200	210
12"—25 lbs.	245	260
16"—25 lbs.	350	370

A variation of 5 percent under the specified weight will be permitted on individual lengths; no variation over will be permitted.

(4) Standard and extra heavy fittings may be produced as heretofore except that brass pipe plugs and brass trap screws shall be discontinued on clean-outs, ferrules, traps, test tees and other soil pipe fittings.

(c) *Effective date of simplified practices; exceptions.* On and after April 1, 1942, no cast iron soil pipe or fittings which do not conform to the standards established by paragraph (b) hereof shall be produced or delivered by any producer or accepted by any person from any such producer, except with the express permission of the Director of Industry Operations: *Provided, however,* That the foregoing shall not prohibit the delivery by any producer of such soil pipe or fittings as were in his stock in finished form on April 1, 1942, or which had, on said date, been cast, machined or otherwise processed in such manner that their manufacture in conformity with this Schedule would be impractical, nor the receipt of such soil pipe or fittings from such producer.

(d) *Records covering excepted soil pipe and fittings.* Each producer shall retain in his files records showing his inventory of excepted soil pipe and fittings (by types and sizes) as of April 1, 1942, and such records shall be kept

¹ 7 F.R. 951.

readily available and open to audit and inspection by duly authorized representatives of the War Production Board. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561; E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 16th day of March 1942.

J. S. KNOWLSON,
Director of Industry Operations.

[F. R. Doc. 42-2288; Filed, March 16, 1942;
11:33 a. m.]

PART 1083—KAPOK

Amendment No. 1 to General Conservation Order M-85

Section 1083.1 (*General Conservation Order M-85*¹) is hereby amended in the following respects:

1. Paragraph (c) (2) is amended by striking out the date, "March 31, 1942," wherever the same appears and inserting in lieu thereof the date, "April 30, 1942."

2. Paragraph (c) is further amended by adding thereto the following subparagraph:

(4) Orders placed by dealers with manufacturers, importers, or importing agents.

3. Paragraph (d) (7) is amended to read as follows:

(7) Stuffing for air tanks of boats, rafts, and lifesaving appliances in the minimum amounts prescribed by the regulations of the Bureau of Marine Inspection and Navigation, or any successor agency, which specifically require the use of kapok and permit the use of no other alternate materials.

This Amendment shall take effect immediately. (P.D. Reg. 1, amended December 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 16th day of March 1942.

J. E. KNOWLSON,
Director of Industry Operations.

[F. R. Doc. 42-2281; Filed, March 16, 1942;
11:30 a. m.]

PART 1097—SHEARLINGS

Amendment No. 1 to General Conservation Order M-94

Section 1097.1 (*General Conservation Order M-94*)² is hereby amended in the following respects:

1. Paragraph (b) (1) is amended by striking out the words, "a Bradford wool count of 50 and up," in the last line thereof, and substituting therefor the words, "of 46's grade or higher."

¹ 7 F.R. 784.
² 7 F.R. 1024.

2. Paragraph (d) is amended to read as follows:

(d) *Restrictions on pulled wool.* No person shall hereafter pull or cause to be pulled any wool from any freshly flayed or salted sheep skin or lamb skin when the wool is of such a length and type as to constitute a wool growth of 1" or less and of 46's grade or higher, except skins black or mottled with black, or so torn or damaged as to be unsuited for tanning purposes.

This Amendment shall take effect immediately. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 16th day of March 1942.

J. S. KNOWLSON,
Director of Industry Operations.
[F. R. Doc. 42-2280; Filed, March 16, 1942;
11:30 a. m.]

PART 1112—OFFICE MACHINERY

General Limitation Order No. L-54-B

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain types of office machinery for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 1112.3 *General Limitation Order L-54-B—(a) Definitions.* For the purpose of this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(2) "Manufacturer" means any person manufacturing office machinery, or attachments thereto, of the kinds listed in List A, to the extent that he is engaged in such manufacture, and shall include sales and distribution outlets controlled by said manufacturer.

(3) "New Office Machinery" means office machinery including attachments thereto, of the types listed in List A, which has not been delivered to any person acquiring it for use.

(b) *General restrictions.* On and after the date of issue of this order, regardless of the terms of any contract of sale, purchase, rental, or other commitment, or of any preference rating, no Manufacturer, wholesaler, distributor, retailer, or other dealer shall accept any purchase, rental or other order for new office machinery, or attachments thereto, as listed in List A, except a purchase, rental or other order rated A-9 or better on Preference Rating Certificate PD-1A or PD-3A, issued by the Director of Industry Operations; no Manufacturer, wholesaler, distributor, retailer, or other dealer shall sell, lend, lease, rent, deliver, or otherwise transfer any such new office machinery except to fill a purchase, rental or other order rated A-9 or better on Preference Rating Certificate PD-1A

or PD-3A, issued by the Director of Industry Operations; and no person shall purchase, borrow, lease, rent, receive delivery of, or otherwise acquire any such new office machinery except pursuant to a purchase, rental or other order rated A-9 or better on Preference Rating Certificate PD-1A or PD-3A issued to him by the Director of Industry Operations.

(c) *Non-applicability to certain transactions.* The terms of paragraph (b) hereof shall not apply to the sale, purchase, rental, delivery, transfer, or receipt of any new office machinery built to customer's special specifications on which physical assembly was started prior to the date of issue of this order and which cannot be utilized by any other person entitled to employ a rating of A-9 or better as specified in paragraph (b) hereof.

(d) *Non-applicability to repair or maintenance of existing equipment.* The prohibitions of paragraph (b) hereof shall not be construed to restrict the delivery, in any manner, of parts to be used to repair or maintain existing equipment in operation.

(e) *Existing contracts.* Fulfillment of contracts in violation of this Order is prohibited regardless of whether such contracts are entered into before or after the effective date of this Order. No person shall be held liable for damages or penalties for default under any contract or order which shall result directly or indirectly from his compliance with the terms of this Order.

(f) *Applicability of Priorities Regulation No. 1.* This Order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this Order shall govern.

(g) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this Order, shall, unless otherwise directed, be addressed to:

War Production Board
Washington, D. C. Ref.: L-54-B

(h) *Appeals.* Any person affected by this Order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him may appeal to the Director of Industry Operations, Washington, D. C., Ref.: L-54-B setting forth the pertinent facts and the reasons he considers he is entitled to relief. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(i) *Violations.* Any persons who willfully violates any provision of this Order, or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this Order, may be prohibited from receiving further deliveries of any Material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under section 35 (a) of the Criminal Code (18 U.S.C. 60).

(j) *Records and reports.* All manufacturers, wholesalers, distributors, retailers and other dealers affected by this Order shall keep and preserve for not less than two years accurate and complete records concerning inventory, production, and transfers of Office Machinery, as listed in List A.

All persons affected by this Order shall execute and file with the Office Machinery and Services Branch, Division of Industry Operations, War Production Board, such reports and questionnaires as said Branch shall from time to time request.

Effective date. This Order shall take effect at 12:01 A. M., Eastern War Time, March 15, 1942, and shall continue in effect until revoked by the Director of Industry Operations, subject to such changes and supplements thereto as shall be issued from time to time. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942; 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong. 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 14th day of March 1942.

J. S. KNOWLSON,
Director of Industry Operations.

LIST A

1. Accounting and bookkeeping machines.
2. Adding machines.
3. Addressing machines (including, but not limited to, embossing machinery for plates).
4. Billing and continuous forms handling typewriters.
5. Billing and other forms writing machines (except autographic registers and manifolders).
6. Calculating and computing machines.
7. Dictating machines (including, but not limited to, transcribing and shaving machines).
8. Duplicating machines (including, but not limited to, ink ribbon, gelatin, offset, spirit, stencil, reproducing typewriter principle, and photographic types; but not including photostating machines).
9. Interoffice communication systems and machines.
10. Punched card tabulating and accounting machines.
11. Shorthand writing machines.
12. Time clock stamps and time recording machines.
13. Wide carriage (18-inch or wider) typewriters with special inbuilt features designed for statistical or accounting work.

[F. R. Doc. 42-2286; Filed, March 16, 1942; 11:32 a. m.]

PART 1141—MOTOR FUEL Limitation Order L-70

The fulfillment of the requirements for the defense of the United States has created a shortage in the facilities for the transportation of petroleum which will result, in certain areas, in a shortage in the supply of Motor Fuel for defense, for private account and export; and the following Order is deemed necessary and

appropriate in the public interest and to promote the national defense.

§ 1141.1 Limitation Order L-70—(a) Applicability of Priorities Regulation No. 1.

This Order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944) as amended from time to time, except to the extent that any provisions hereof may be inconsistent therewith, in which case the provisions of this Order shall govern.

(b) *Additional definitions.* (1) "Person" means any individual, partnership, association, business trust corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(2) "Motor Fuel" means liquid fuel, except Diesel fuel, used for the propulsion of motor vehicles or motor boats and shall include any liquid fuel to which Federal gasoline taxes apply except liquid fuel used for the propulsion of aircraft.

(3) "Service Station" means any place of business or part thereof, where Motor Fuel is delivered into the fuel supply tanks of motor vehicles or motor boats.

(4) "Supplier" means any Person, other than a Service Station, who delivers Motor Fuel, directly or indirectly, for redelivery or for consumption.

(5) "Bulk Consumer" means any Person who is an ultimate user of Motor Fuel, which such Person receives directly from a Supplier: *Provided*, That the term shall not include an ultimate user of Motor Fuel to the extent that such ultimate user resells or redelivers Motor Fuel delivered to him.

(6) "Curtailment Area" means the area specified in Exhibit "A."

(7) "Quota Month" means the month for which a quota is to be determined.

(8) "Base Gallonage" means one-third of the number of gallons of Motor Fuel actually delivered to any Service Station or Bulk Consumer during the period December 1, 1941—February 28, 1942, inclusive.

(9) "Seasonal Adjustment" means the difference between one-third of the number of gallons of Motor Fuel delivered to any Service Station or Bulk Consumer during the period December 1, 1940—February 28, 1941, inclusive, and the number of gallons of Motor Fuel delivered to such Service Station or Bulk Consumer during the month of 1941 corresponding to the Quota Month.

(10) "Normal Gallonage", subject to the adjustment provided in paragraph (e) hereof, means the gallonage represented by the Base Gallonage of any Service Station or Bulk Consumer to which has been added or subtracted the Seasonal Adjustment of such Service Station or Bulk Consumer: *Provided*, That in no case shall the Normal Gallonage of any Service Station be less than 75% of the gallonage actually delivered to such Service Station during the month of 1941 corresponding to the Quota Month.

(11) "Allowable Percentage" means that percentage specified in Exhibit "B".

(12) "Monthly Quota" means that amount of Motor Fuel which any Service

Station or Bulk Consumer in the Curtailment Area has the right to obtain from his Supplier or Suppliers during the Quota Month and shall be determined by multiplying the Normal Gallonage of such Service Station or Bulk Consumer by the Allowable Percentage: *Provided*, That the Monthly Quota of Bulk Consumers shall be the full quantity of Motor Fuel required for any of the preferential deliveries specified in paragraph (f) plus the Allowable Percentage of the difference between the adjusted Normal Gallonage and the quantity required for such preferential deliveries.

(13) "Curtailment Period" means the period during which this Order is in effect.

(c) *Limitation on shipment of motor fuel from the curtailment area.* No Supplier shall deliver or cause to be delivered, directly or indirectly, and no Person shall accept delivery of any Motor Fuel from any point within the Curtailment Area to any point in the United States outside the Curtailment Area: *Provided*, That this paragraph shall not apply to:

(1) The delivery of Motor Fuel from the Curtailment Area into contiguous areas for return delivery into the Curtailment Area;

(2) The return delivery into contiguous areas of Motor Fuel delivered into the Curtailment Area from such contiguous areas for return delivery;

(3) The delivery outside the Curtailment Area of benzol or of any Motor Fuel manufactured wholly from crude oil or natural gas produced within the Curtailment Area;

(4) Deliveries from bulk plants within the Curtailment Area to such points outside the Curtailment Area as were actually served by such bulk plants by tank truck during the period December 1, 1941–February 28, 1942, inclusive.

(d) *Limitation on delivery of motor fuel.* No Supplier shall deliver or cause to be delivered, directly or indirectly, in any month to any Service Station or Bulk Consumer within the Curtailment Area, and no such Service Station or Bulk Consumer shall accept delivery of any Motor Fuel in excess of the Monthly Quota of such Service Station or Bulk Consumer.

(e) *Adjustments of normal gallonage.*

(1) The Normal Gallonage of any Service Station or Bulk Consumer shall be adjusted upward or downward by the Supplier or Suppliers of such Service Station or Bulk Consumer so that it shall represent the normal and expected volume of business at such Service Station or the normal and expected requirements for consumption by such Bulk Consumer during the Quota Month which would occur if there were no restrictions of deliveries. Such adjustments shall be made only in the following instances:

(i) In any case where deliveries to a Service Station or Bulk Consumer during any of the periods specified in subparagraphs (b) (8) or (b) (9) hereof were so abnormally large or small as to fail

to reflect the seasonal variations normally expected at such Service Station or in such Bulk Consumer's current requirements for consumption for the Quota Month.

(ii) In any case where deliveries to a Service Station or Bulk Consumer during the periods specified in subparagraphs (b) (8) or (b) (9) hereof were such as to reflect an abnormal contraction or expansion in the volume of business for such Service Station or of the requirements for consumption by such Bulk Consumer.

(iii) In any case where any Service Station was not open for business or any Bulk Consumer had no requirements for current consumption during any or all of the period specified in subparagraphs (b) (8) or (b) (9) hereof.

(2) In the event that any Supplier has any reason to believe that any adjustment of the Normal Gallonage of any Service Station or Bulk Consumer has been improperly made or denied by such Supplier or by any other Supplier supplied directly or indirectly by him, then such Supplier shall either withhold further deliveries until any excessive upward adjustment has been compensated or increase deliveries until any excessive adjustment has been compensated.

(f) *Preferential deliveries.* Suppliers and Service Stations shall deliver to any Bulk Consumer or other Person such Bulk Consumer's or Person's minimum necessary requirements of Motor Fuel for any of the following uses, upon presentation by the Bulk Consumer or other Person to the delivering Supplier of the following statement, manually signed by such Person or a responsible official of the Bulk Consumer duly designated for such purpose:

Motor Fuel delivered pursuant to this representation will be used only for purposes authorized in paragraph (f) of Limitation Order L-70, with the terms of which Order the undersigned is familiar.

Legal Name of Bulk Consumer or other Person
By _____

Signature of Duly Designated Official

Such statement shall constitute a representation to the Director of Industry Operations and to the Supplier of such Motor Fuel that such Motor Fuel is for such use, and such Supplier shall be entitled to rely upon such representation unless he knows or has reason to believe it to be false:

(1) The operation of vehicles and boats necessary for the public health and safety, including, among others, ambulances and vehicles operated by practicing physicians, surgeons, nurses, and veterinarians, and those engaged in civilian defense activities while the area is under martial law, enemy attack, or immediate threat of enemy attack.

(2) The operation of vehicles and boats owned or operated by or in the service of Federal, state or local governments.

(3) The operation of commercial vehicles so classified by law, including cabs, and the operation of commercial boats.

(4) The operation of commercial, industrial and agricultural machinery and equipment.

(5) The operation of school buses.

(g) *Replacement for Army and Navy deliveries.* Any Service Station which makes deliveries of Motor Fuel for official use in vehicles or boats owned or operated by the United States Army or the United States Navy, which deliveries are not a normal part of such Service Station's regular business, shall be entitled to replacement from his Supplier of the amount thereof and may accept delivery of such replacement in addition to the Monthly Quota for such Service Station.

(h) *Right to obtain deliveries.* (1) A Service Station or Bulk Consumer, who has been obtaining his supplies of Motor Fuel pursuant to a regular delivery schedule, shall have the right to obtain his Monthly Quota of Motor Fuel from the Supplier, or if more than one, then proportionately from the Suppliers who sold and delivered Motor Fuel to such Service Station or Bulk Consumer during the preceding month. If a Service Station or Bulk Consumer has received deliveries of Motor Fuel during the period of 12 calendar months immediately preceding the then current calendar month from more than one Supplier pursuant to no regular delivery schedule, then the said Service Station or Bulk Consumer shall have the right to obtain the amount of his Monthly Quota of Motor Fuel proportionately from all the Suppliers who delivered Motor Fuel to him during the said 12 month period.

(2) If any Supplier does not have a sufficient quantity of Motor Fuel to supply the demands of Service Stations or Bulk Consumers to the extent that he is obligated hereunder to supply such demands, then, if he has been obtaining his supplies of Motor Fuel pursuant to a regular delivery schedule, he shall have the right to obtain the amount of such deficiency from his Supplier, or if more than one, then proportionately from the Suppliers, who delivered Motor Fuel to him during the preceding month. If he has received deliveries of Motor Fuel during the period of 12 calendar months immediately preceding the then current calendar month pursuant to no regular delivery schedule, then he shall have the right to obtain the amount of such deficiency of Motor Fuel proportionately from all the Suppliers who delivered Motor Fuel to him during the said 12-month period.

(3) Every Supplier shall be obligated to deliver Motor Fuel to other Suppliers, Bulk Consumers and Service Stations as hereinabove provided.

(4) No Supplier shall be required by contract or otherwise to deliver Motor Fuel to any other Supplier in quantities greater than are required to enable such other Supplier to deliver the Monthly Quotas and such additional replacements as are provided for in paragraph (g) hereof of the Service Stations or Bulk Consumers supplied directly or indirectly by him.

(i) *Restrictions of deliveries to violators.* No Supplier shall deliver Motor Fuel to any other Supplier, Service Station or Bulk Consumer where such Supplier knows or has reason to believe that such other Supplier, Service Station or Bulk Consumer is in violation of the terms of this Order.

(j) *Methods of distribution.* Suppliers shall deliver to Service Stations or Bulk Consumers in such a manner, so far as practicable, as to allow an even flow of supplies over the entire month: *Provided*, That on the tenth and twentieth of any month in the Curtailment Period no more than one-third and two-thirds respectively of such Service Station's or Bulk Consumer's total Monthly Quota shall have been delivered to him. Service Stations shall make deliveries into the tanks of motor vehicles in such a manner as to allow for an even disbursing of their Monthly Quota.

(k) *Service station hours of distribution.* No Service Station within the Curtailment Area shall deliver to any Persons any Motor Fuel during more than 12 hours of any calendar day or during more than 72 hours of any calendar week: *Provided*, That this paragraph shall not apply in the case of deliveries made exclusively to motor vehicles and motor boats for the uses specified in paragraph (f).

(l) *Reports.* All Suppliers in the Curtailment Area shall file the following reports:

(1) On or before the 20th of the then Current Quota Month a statement on Form PD-368, of the anticipated total deliveries of Motor Fuel to be made to Suppliers, Service Stations and Bulk Consumers, including preferential deliveries, during such month.

(2) On or before the 20th day following the end of each Quota Month a statement, on Form PD-369, of the amount of Motor Fuel delivered in each state and in the District of Columbia during such month, stating separately, direct deliveries

(i) To Federal, state and local governments.

(ii) To Suppliers for direct delivery to Federal, state and local governments, and

(iii) To Service Stations and Bulk Consumers under their Monthly Quotas.

(m) *Records.* In addition to the records required to be kept under Priorities Regulation No. 1, as amended from time to time, each Supplier or other Person receiving any representation authorized herein, shall each retain for a period of at least two years, for inspection by representatives of the War Production Board, endorsed copies of all such representations filed in such manner that they can be readily segregated for such inspection. In addition, each Supplier shall keep, thus filed, and for such other purposes as may from time to time be prescribed by the Director of Industry Operations, for a period of at least two years, accurate and complete records of deliveries of Motor Fuel, the dates of ac-

tual deliveries, and the Person and states (or the District of Columbia) involved in each delivery.

(n) *Appeals.* Any Person affected by this Order who, after he has sought an adjustment from his Supplier pursuant to paragraph (e) hereof, still considers that compliance therewith would work an exceptional and unreasonable hardship upon him, may, if he is located in any area specified in subparagraph 1 of Exhibit "A" hereof, appeal to the District Director of Marketing, Office of Petroleum Coordinator for National Defense, 122 East 42nd Street, New York, New York, or, if located in any area specified in subparagraph 2 of Exhibit "A" hereof, appeal to the District Director of Marketing, Office of Petroleum Coordinator for National Defense, 855 Subway Terminal Building, Los Angeles, California, by letter, setting forth the pertinent facts and the reasons why he considers himself entitled to relief, including specifically a statement that he has been unable to obtain a satisfactory adjustment from his Supplier and giving all information required on Form PD-367. The District Director of Marketing shall promptly investigate and consider the matter and shall seek to bring about a voluntary settlement of the controversy in accordance with the provisions of this Order. In the event that no settlement can be reached, the District Director of Marketing shall forward the appeal and record thereon, together with his recommendation, to the Director of Marketing, Office of Petroleum Coordinator for National Defense, Washington, D. C., who shall consider the appeal and transmit it, together with his recommendations thereon, to the Director of Industry Operations, who may, thereupon, take such action as he may deem appropriate.

(o) *Directions as to deliveries.* The Director of Industry Operations may, from time to time, issue specific directions directing or forbidding deliveries of Motor Fuel.

(p) *Reports and correspondence.* All reports required to be filed hereunder and all communications concerning this Order shall, unless otherwise directed, be addressed to:

Office of Petroleum Coordinator,
Attn: Director of Marketing,
Washington, D. C. Ref.: L-70.

(q) *Violations.* Any Persons who fully violates any provision of this Order may be prohibited from receiving further deliveries of any material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under Section 35A of the Criminal Code (18 U.S.C. 80).

(r) *Effective date.* This Order shall take effect five days after the date of issuance and shall continue in effect until revoked by the Director of Industry Operations: *Provided, however*, That no Person shall deliver or accept delivery of any abnormally large quantities of Motor Fuel between the date of issuance and

the effective date of this Order: *And provided further*, That if the effective date of this Order is not the first day of a month, the Monthly Quotas for such month shall be reduced proportionately. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.

Issued this 14th day of March 1942.

J. S. KNOWLSON,
Director of Industry Operations.

EXHIBIT "A"

Order L- shall apply in the following areas:

1. The States of Connecticut, Delaware, Florida east of the Apalachicola River, Georgia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia, and the District of Columbia.

2. The States of Oregon and Washington.

EXHIBIT "B"

Unless and until modified by the Director of Industry Operations the Allowable Percentage shall be 80%.

[P. R. Doc. 42-2287; Filed, March 16, 1942; 11:33 a. m.]

CHAPTER XI—OFFICE OF PRICE ADMINISTRATION

PART 1301—MACHINE TOOLS

AMENDMENT NO. 1 TO REVISED PRICE SCHEDULE NO. 67—NEW MACHINE TOOLS

Niagara Machine and Tool Works

A statement of the considerations involved in the issuance of this Amendment has been prepared and is issued simultaneously herewith. New subparagraph (4) is added to § 1301.51 (a) and new subparagraph (e) (1) is added to § 1301.54 as set forth below. § 1301.56 is amended and § 1301.59a is added to read as set forth below:

§ 1301.51 *Maximum prices for new machine tools and extras.*

(a)

(4) Niagara Machine & Tool Works, Buffalo, New York. Notwithstanding any other provision of this paragraph (a), on and after March 10, 1942, regardless of the terms of any existing contract of sale or other commitment, the maximum price at which Niagara Machine & Tool Works may sell; offer to sell, deliver or transfer the machine tools set forth in subdivision (1) of this subparagraph (4), and the maximum price at which any person may buy, offer to buy, or accept delivery of said machine tools from Niagara Machine & Tool Works shall be the

¹ 7 F.R. 1337.

² The Statement of Considerations has been filed with the Division of the Federal Register.

price set opposite each such machine tool in said subdivision (i).

(i) Type of Machine Tool:	Maximum Price
#59 Single Crank Press.....	\$4,732
#612-G Double Crank Press.....	10,693
#310 Power Squaring Shear.....	2,600
All other machine tools in the line represented by #59 Single Crank Press and #612-G Double Crank Press, respectively: Prices adjusted in conformance with the adjustment made for #59 Single Crank Press and #612-G Double Crank Press after such prices have been submitted to and approved in writing by the Office of Price Administration pursuant to § 1301.54 (e) (1). (Pub. Law 421, 77th Cong., 2nd Sess.)	

§ 1301.54 Records and reports.

(e) (1) Niagara Machine & Tool Works, Buffalo, New York. On or before April 15, 1942, Niagara Machine & Tool Works shall submit to the Office of Price Administration a report on all other machine tools in the line represented by #59 Single Crank Press and #612-G Double Crank Press, respectively, setting forth a complete description of each machine tool in each such line, the list price of each such machine tool in effect on October 1, 1941, and the proposed new maximum price for each such machine tool. (Pub. Law 421, 77th Cong., 2nd Sess.)

§ 1301.56 Enforcement. (a) Persons violating any provision of this revised Price Schedule No. 67 are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Revised Price Schedule No. 67 or any price schedule, regulation or order issued by the Office of Price Administration or of any acts or practices which constitute such a violation are urged to communicate with the Office of Price Administration. (Pub. Law 421, 77th Cong., 2nd Sess.)

§ 1301.59a Effective dates of amendments. (a) Amendment No. 1 (§§ 1301.51 (a) (4), 1301.54 (e) (1), 1301.56 and 1301.59a) to Revised Price Schedule No. 67 shall become effective March 16, 1942. (Pub. Law 421, 77th Cong., 2d Sess.)

Issued this 13th day of March 1942.

JOHN E. HAMM,
Acting Administrator.

[F. R. Doc. 42-2198; Filed, March 13, 1942; 4:48 p. m.]

PART 1306—IRON AND STEEL

Correction to Amendment No. 1 to Revised Price Schedule No. 100¹—Cast Iron Soil Pipe and Fittings

The date, April 1, 1941, appearing in § 1306.304 (b) is hereby corrected to read, April 1, 1942.

¹ 7 F.R. 1394, 1795.

§ 1306.308a Effective dates of amendment.

(b) Correction (§ 1306.304 (b)) to Amendment No. 1 to Revised Price Schedule No. 100 shall become effective March 7, 1942. (Pub. Law 421, 77th Cong., 2d Sess.)

Issued this 14th day of March 1942.

JOHN E. HAMM,
Acting Administrator.

[F. R. Doc. 42-2239; Filed, March 14, 1942; 12:38 p. m.]

PART 1309—COPPER

AMENDMENT NO. 2 TO REVISED PRICE SCHEDULE NO. 20¹—COPPER AND COPPER ALLOY SCRAP

A statement of the considerations involved in the issuance of this amendment has been prepared and is issued simultaneously herewith.²

Section 1309.61 is amended to read as set forth below:

§ 1309.61 Maximum prices for copper and copper alloy scrap. (a) On and after February 27, 1942, regardless of the terms of any contract of sale or purchase or other commitment, no person shall sell, offer to sell, deliver, or transfer copper or copper alloy scrap to a consumer, and no consumer shall buy, offer to buy, or accept delivery of copper or copper alloy scrap at prices higher than the maximum prices set forth in Appendix A hereof incorporated herein as § 1309.69.

(b) Conversion of railroad scrap. The maximum prices established in § 1309.69 shall not apply to the sale, delivery, or transfer to a foundry, by a person owning, operating or maintaining rolling stock, of copper scrap and copper alloy scrap which result from such person's use of processing of castings or other articles of the type produced by the foundry, and which the foundry converts into castings or other articles of the type from which the scrap resulted: *Provided, That:*

(1) Such person delivers the scrap to the foundry, and the foundry returns an equivalent amount of castings or other articles of the type from which the scrap resulted, in accordance with the terms of a written agreement approved by the War Production Board.

(2) The foundry complies with the price limitations on non-ferrous castings set forth by the Price Administrator in a letter to all non-ferrous foundries, dated January 30, 1942, and files the affirmations of compliance requested by that letter. (Pub. Law 421, 77th Cong., 2nd Sess.)

§ 1309.68a Effective dates of amendments.

(b) Amendment No. 2 (§ 1309.61) to Revised Price Schedule No. 20 shall be-

¹ 7 F.R. 1245, 1643, 1836.

² The statement of considerations has been filed with the Division of the Federal Register.

come effective February 27, 1942. (Pub. Law 421, 77th Cong., 2nd Sess.)

Issued this 13th day of March 1942.

JOHN E. HAMM,
Acting Administrator.

[F. R. Doc. 42-2200; Filed, March 14, 1942; 9:00 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIAL OF WHICH RUBBER IS A COMPONENT PART

REVISED TIRE RATIONING REGULATIONS

Suspension Order No. 1

Silverstein's Tire and Battery Service, Inc., 25 Hudson Avenue, Albany, New York is a company engaged in selling tires at retail and subject to the provisions of the Tire Rationing Regulations dated December 30, 1941 (7 F.R. 257) and the Revised Tire Rationing Regulations dated February 19, 1942 (7 F.R. 1027), both issued by the Office of Price Administration. On March 3, 1942, written charges of violations of these Regulations were served on Silverstein's Tire and Battery Service, Inc., and on George Silverstein, president of the company. A hearing on these charges was held on March 7, 1942, in Albany, New York, at which time and place there appeared a duly authorized representative of the Office of Price Administration, and George Silverstein, and Silverstein's Tire and Battery Service, Inc., through said George Silverstein. All parties introduced their evidence pertaining to such charges. Such evidence having been duly considered, *It is hereby determined that:* Silverstein's Tire and Battery Service, Inc., and George Silverstein have each wilfully violated the said Tire Rationing Regulations dated December 30, 1941 (7 F.R. 257) and the said Revised Tire Rationing Regulations dated February 19, 1942 (7 F.R. 1027) through sales of new rubber tires and new rubber tubes in a manner contrary to the provisions of said Regulations.

Because of the scarcity and critical importance of rubber and rubber products, these violations of the aforesaid Tire Rationing Regulations have resulted and will result in the diversion of new rubber tires from primary defense needs into non-essential uses, in a manner contrary to the public interest and detrimental to national defense. It further appears to the Acting Administrator, on the evidence before him, that further violations of these Rationing Regulations by Silverstein's Tire and Battery Service, Inc., and by George Silverstein are likely.

It is therefore hereby ordered:

§ 1315.11 Suspension Order 1. (a) During the period in which this Order shall be in effect, George Silverstein and Silverstein's Tire and Battery Service, Inc., its successors and assigns, shall accept no deliveries or transfers of, nor in any manner receive from any source, any new rubber tires or tubes.

(b) During the period in which this Order shall be in effect, George Silver-

stein and Silverstein's Tire and Battery Service, Inc., its successors and assigns, shall accept no purchase orders, nor enter into any contracts or commitments, for the sale or delivery of any new tires or tubes, nor in any manner sell, transfer or deliver any new rubber tires and tubes to consumers thereof, unless and until such consumers obtain proper authorization to receive the same under the Revised Tire Rationing Regulations (§§ 1315.151 to 1315.1199, inclusive).

(c) During the period in which this Order shall be in effect no person, firm or corporation shall sell, transfer, or in any manner deliver any new rubber tires or tubes to George Silverstein or Silverstein's Tire and Battery Service, Inc., its successors or assigns, regardless of whether such tires or tubes have been previously purchased and completely paid for.

(d) This Order shall take effect immediately and, unless sooner terminated, shall expire at midnight of June 30, 1942. (E.O. 8629, Jan. 7, 1941, 6 F.R. 191; E.O. 8734, Apr. 11, 1941, 6 F.R. 1917; E.O. 8875, Aug. 28, 1941, 6 F.R. 4483; E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 567; O.P.M. Ord. M15, June 20, 1941, 6 F.R. 3060; O.P.M. Supp. Ord. M-15-c, Dec. 27, 1941, 6 F.R. 6792; W.P.B. Dir. No. 1, Jan. 24, 1942, 7 F.R. 562; O.P.A. Tire Rat. Reg., December 30, 1941; 7 F.R. 72; O.P.A. Tire Rat. Reg. Rev., Feb. 19, 1942, 7 F.R. 1027; Sec. 2 (a) Public Law 671, 76th Cong., 3rd Sess., as amended Public Law 89, 77th Cong., 1st Sess.)

Issued this 13th day of March 1942.

JOHN E. HAMM,
Acting Administrator.

[F. R. Doc. 42-2196; Filed, March 13, 1942;
4:47 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

AMENDMENT NO. 2 TO REVISED TIRE RATIONING REGULATIONS¹—TIRES AND TUBES, RETREADING AND RECAPPING OF TIRES, AND CAMELBACK

Two new sections, §§ 1315.805a and 1315.1199a, are added as set forth below:

Transfers and Deliveries of New Tires and Tubes, Retreaded or Recapped Tires, and Camelback

* * * * *

§ 1315.805a *Allotment of camelback to retreaders and recappers on and after March 17, 1942.* (a) Any person engaged in retreading or recapping tires who is not a maker of camelback and who owns or operates molds or curing tables capable of retreading simultaneously two or more tires 7.50-20 or larger may apply between March 17 and April 1, 1942 to the Board servicing the area in which his principal office is located for authorization to purchase 750 pounds of camelback for each such mold or curing table which he owns or operates.

¹ 7 F.R. 1027, 1089.

(b) Any person engaged in retreading or recapping tires who is not a maker of camelback and who owns or operates molds or curing tables equipped with matrices which make possible the retreading or recapping of truck tires 5.50-17 and 30 x 5 or larger, but which cannot retread or recap tires 7.50-20 or larger, may apply between March 17 and April 1, 1942 to the Board servicing the area in which his principal office is located for authorization to purchase 300 pounds of camelback for each such mold or curing table which he owns or operates.

(c) An applicant for an allotment of camelback as provided for in paragraphs (a) and (b) of this section who has not previously applied for an initial allotment of camelback under § 1315.805, or who made such an application but was denied an allotment, shall fill out O. P. A. Form No. R-9, omitting item 11 and attaching to the Form a supplementary statement showing:

(1) The number of retreading or recapping machines which he possesses capable of retreading or recapping more than one tire at a time, and the location of each of these machines; and

(2) The number of molds or curing tables equipped with matrices which make possible the retreading or recapping of truck tires 5.50-17 and 30 x 5 or larger, and the location of each of these molds or curing tables.

An applicant who has previously filed an application for an initial allotment of camelback, and has secured an allotment on the basis of such application must file only the supplementary statement referred to immediately above, with the same Board with which he filed O. P. A. Form No. R-9. The supplementary statement shall have upon its face a certification signed by the applicant in the same language as the certification shown in item 12 of O. P. A. Form No. R-9.

(d) Upon receiving an application, between March 17 and April 1, 1942 by a retreader or recapper who is not a maker of camelback, for authorization to purchase an initial allotment of camelback, the Board shall satisfy itself that the applicant has properly executed his application including all the agreements therein contained and that all the facts stated in the application are true.

If the applicant was granted authorization to purchase an initial allotment of camelback on the basis of an application submitted on or before March 1, 1942, the Board may make the following additional allotments of camelback on O.P.A. Form No. R-10: 750 pounds of camelback for each mold or curing table listed in Part 1 of the supplementary statement, and 300 pounds of camelback for each mold or curing table listed in Part 2 of the supplementary statement.

If the applicant had not filed an application for an initial allotment of camelback on or before March 1, 1942, or if he filed such an application but was denied an allotment, the Board may authorize an allotment equal to the amount which

the applicant would be entitled to purchase on the basis of his supplementary statement, minus an amount equal to the excess of the total number of pounds of camelback owned or controlled by the applicant as of midnight February 18, 1942, over the maximum number of pounds of camelback which the applicant was entitled to purchase as of March 1, 1942 (item 10 minus 9 of O.P.A. Form No. R-9). Where Item 9 exceeds Item 10, no subtraction shall be made nor shall an additional allotment be authorized for this difference.

If the Board determines that an application should be granted either wholly or in part, it shall note upon such application the amount of camelback which the applicant was authorized to purchase and the serial number of the certificate or certificates issued. After acting upon the application the Board shall notify the applicant of its decision. In cases where the Board authorizes an applicant to purchase an initial allotment of camelback, the Board shall immediately issue to such applicant a certificate on O. P. A. Form No. R-10.

(e) The provisions of paragraphs (d) to (g) inclusive, of § 1315.805 shall apply to the allotment of camelback authorized under this § 1315.805a.

§ 1315.1199a. *Effective dates of amendments.*

(a) * * *

(b) Amendment No. 2 (§§ 1315.805a, 1315.1199a) to Revised Tire Rationing Regulations shall become effective March 17, 1942. (Pub. Law 421, 77th Cong., 2d Sess. Jan. 30, 1942, OPM Supp. Order No. M-15c, WPB Directive No. 1, Sup. Directive No. 1B, 6 F.R. 6792; 7 F.R. 562,925)

Issued this 16th day of March 1942.

JOHN E. HAMM,
Acting Administrator.

[F. R. Doc. 42-2241; Filed, March 16, 1942;
9:23 a. m.]

PART 1316—COTTON TEXTILES

AMENDMENT NO. 1 TO REVISED PRICE SCHEDULE NO. 89¹—BED LINENS

A statement of the considerations involved in the issuance of this amendment has been prepared and is issued simultaneously herewith:²

Footnote 1 to Table II of § 1316.111 (c) is amended to read as follows and a new § 1316.110a is added as set forth below:

§ 1316.111 Appendix A: *Maximum prices for bed linens.*

* * * * *

(c) *Maximum price tables.*

* * * * *

Table II¹ *Base prices for bed linens.*

* * * * *

¹ The base price for bed linens differing in any dimensions from those listed herein shall be: (a) in the case of brown or bleached sheeting, the base price provided herein for such sheeting of the nearest inferior width; and (b)

² 7 F.R. 1375.

³ The Statement of Considerations has been filed with the Division of the Federal Register.

in the case of sheets, pillow cases or bolster cases, the base price provided herein for the equivalent linear yardage of bleached sheeting of the same type and width, plus the applicable following amount:

	Per dozen
For Sheets 90" or more in length-----	\$1.50
For Sheets less than 90" in length-----	1.25
For Pillow cases (Bolster cases) 54" or more in length-----	1.25
For Pillow cases less than 54" in length-----	0.75

§ 1316.110a *Effective dates of amendments.* (a) Amendment No. 1 (§ 1316.111 (c), § 1316.110a) to Revised Price Schedule No. 89 shall become effective March 16, 1942. (Pub. Law 421, 77th Cong. 2d Sess.)

Issued this 14th day of March 1942.

JOHN E. HAMM,
Acting Administrator.

[F. R. Doc. 42-2238; Filed, March 14, 1942;
12:38 p. m.]

PART 1335—CHEMICALS

AMENDMENT NO. 1 TO REVISED PRICE SCHEDULE NO. 98¹—TITANIUM PIGMENTS

A statement of the considerations involved in the issuance of this amendment has been prepared and is issued simultaneously herewith.²

Section 1335.759 is hereby amended by the addition of a new paragraph (e), and a new § 1335.758a is added as set forth below:

§ 1335.759 *Appendix A: Maximum prices for titanium pigments.*

(e) American Zirconium Corporation, a Maryland corporation with its principal office at St. Helena, Baltimore, Maryland, may sell, deliver or transfer the various grades of titanium dioxide, referred to in § 1335.759 (a) of Revised Price Schedule No. 98 at the maximum prices established therefor in paragraphs (a), (b), (c) and (d) of § 1335.759 of Revised Price Schedule No. 98, plus 1½ cents per pound. (Pub. Law 421, 77th Cong., 2d Sess.)

§ 1335.758a *Effective dates of amendment.* Amendment No. 1 (1335.759(e)) to Revised Price Schedule No. 98, shall become effective March 1, 1942 and shall remain in effect until May 2, 1942. (Pub. Law 421, 77th Cong., 2d Sess.)

Issued this 13th day of March 1942.

JOHN E. HAMM,
Acting Price Administrator.

[F. R. Doc. 42-2199; Filed, March 14, 1942;
9:00 a. m.]

PART 1351—FOODS AND FOOD PRODUCTS

CORRECTION TO REVISED PRICE SCHEDULE NO. 91³—TEA

A statement of the considerations involved in the issuance of this Amend-

ment has been prepared and is issued simultaneously herewith.²

Section 1351.257 was inadvertently repeated as the second appearance of § 1351.258. Accordingly, the section beginning § 1351.258 *Modification of the Schedule* is revoked.

§ 1351.260a *Effective dates of amendments.*

(b) Correction revoking the second appearance of § 1351.258 shall become effective March 13th, 1942.

Issued this 13th day of March 1942.

JOHN E. HAMM,
Acting Administrator.

[F. R. Doc. 42-2197; Filed, March 13, 1942;
4:48 p. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

AMENDMENT NO. 2 TO RATIONING ORDER NO. 2A—NEW PASSENGER AUTOMOBILE RATIONING REGULATIONS

A new section, § 1360.335 and a new paragraph (b) to § 1360.442¹ are added, as set forth below:

§ 1360.335 *Sale or transfer of new passenger automobiles by certain persons serving in the armed forces.* (a) Notwithstanding any other provision of Rationing Orders No. 2 or 2 A, or of any amendments thereto heretofore adopted, any person falling within any of the following classes, may, upon compliance with the provisions of paragraphs (b) and (c) of this section, sell or transfer to any person any new passenger automobile owned by him for personal use:

(1) Any person who is serving with any branch of the armed forces of the United States.

(2) Any person who has received an order for induction into, or has been called for active duty with, any branch of the armed forces of the United States.

(3) Any person who has volunteered for, and taken his oath for service for, any branch of the armed forces of the United States.

(b) Any person who believes that he is eligible to transfer a particular new passenger automobile owned by him pursuant to paragraph (a) of this section may apply to the Local Rationing Board having jurisdiction over the area where the automobile is normally garaged or stationed and request a certificate authorizing him to transfer such automobile to a particular person. Request may be made by letter or other writing addressed to the Board and signed by the transferor, or his duly authorized agent, and shall contain:

(1) The name and address of the transferor.

(2) A description of the automobile to be transferred including make, model year, serial number, engine number and body type.

¹7 F.R. 1647.

(3) The name and address of the person to whom the automobile is to be transferred.

(4) A statement of the facts required to establish the eligibility of the transferor pursuant to paragraph (a) of this section.

The application must be accompanied by an original letter or other writing setting forth the facts necessary to establish the transferor's eligibility pursuant to paragraph (a) of this section. Such writing must be signed by an Officer of the armed forces authorized to certify the status of the transferor or by a member of the Selective Service Board with which the transferor is registered.

(c) Upon being satisfied that the transferor is subject to its jurisdiction and that he is eligible pursuant to paragraph (a) of this section, the Board shall issue a certificate on Form R-202 stating that the person named as transferor is eligible to transfer the new passenger automobile to the person named as transferee. Prior to issuing the certificate the Board shall strike the words "Purchased on or before January 1, 1942" from the title of Certificate R-202, and at least two members of the Board shall initial such change of title. Except as herein provided, Certificate R-202 shall be filled in, executed and filed by the person required to do so pursuant to the instructions thereon contained. No certificate issued pursuant to this section shall be charged against the quota of the issuing Board.

§ 1360.442 *Effective dates of amendments*

(b) Amendment No. 2 (§ 1360.335) to Rationing Order No. 2 A shall become effective March 14, 1942, (Pub. Law 421, 77th Cong. 2d Sess. W. P. B. Directive No. 1 Supplementary Directive No. 1 A, 7 F.R. 562, 698, 1493)

Issued this 12th day of March 1942.

JOHN E. HAMM,
Acting Administrator.

[F. R. Doc. 42-2240; Filed March 14, 1942;
12:38 p. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

CHAPTER I—COAST GUARD

PART 6—ANCHORAGE REGULATIONS

REGULATIONS FOR THE CONTROL OF VESSELS IN THE TERRITORIAL WATERS OF THE UNITED STATES

Pursuant to the authority contained in section 1, Title II of the Espionage Act, approved June 15, 1917, 40 Stat. 220 (U.S.C. title 50, sec. 191), as amended by the Act of November 15, 1941 (Public Law 292, 77th Congress), and by virtue of the Proclamation and Executive Order issued June 27, 1940 (5 F.R. 2419) and November 1, 1941 (6 F.R. 5581), respectively, the regulations relating to the control of vessels in the territorial waters of the United States (5 F.R. 2442),

¹7 F.R. 1392, 1836.

²The statement of consideration has been filed with the Division of the Federal Register.

³7 F.R. 1378, 1857.

as amended (6 F.R. 5221), are hereby further amended as follows:

Section 6.7 is amended to read as follows:

§ 6.7 *Clearance required for departure.* No vessel shall depart from any port or place in the United States, or from any port or place subject to the jurisdiction of the United States, on a voyage for which clearance by a customs officer of the United States is required or for which no such clearance is required because the vessel is exempted from making entry by section 441 (4) of the Tariff Act of 1930, 46 Stat. 712, as amended (U.S.C., Sup. V, title 19, sec. 1441 (4)), unless the principal customs officer in charge of the port of departure shall have been authorized by the Commandant of the Naval District in which such port is included, or his duly designated representative, to permit the departure.

FRANK KNOX,
Secretary of the Navy.

Approved:

FRANKLIN D ROOSEVELT
THE WHITE HOUSE,
March 9, 1942.

[F. R. Doc. 42-2232; Filed, March 14, 1942;
12:05 p. m.]

TITLE 36—PARKS AND FORESTS

CHAPTER I—NATIONAL PARK SERVICE

PART 5—NATIONAL CEMETERY REGULATIONS AMENDMENT

§ 5.8 *Interment of members of families.* (a) The wives of both officers and enlisted men may be buried with their husbands in a national cemetery. The wife may be interred prior to the death and burial of her husband provided the officer or enlisted man gives assurance that regardless of whether or not he remarries he will eventually be buried in the adjacent grave site reserved for the purpose. In those cemeteries where lots are assigned to an individual, the burial of his minor children and unmarried adult daughters (this includes daughters who have never married, widows and divorcees) is permitted under the following conditions, provided there is room in the lot:

(1) That the fact of the interment shall be entered on the records of the cemetery, but the name shall not appear on any monument on the lot.

(2) That the grave shall be marked, if so desired, at private expense, only with a footstone sunk flush with the ground, not exceeding 10 by 20 inches at the top, with a suitable identifying inscription and dates of birth and death.

(3) That the written concurrence in the above conditions by the legal next of kin be forwarded to the Director of the National Park Service.

(b) No lots or grave sites will be assigned in advance of their actual requirement for burial purposes. (19 Stat. 99,

42 Stat. 21, 23, E.O. Nos. 6166 and 6228; 24 U.S.C. 278, 5 U.S.C. 132 note)

Approved: March 4, 1942.

[SEAL] JOHN J. DEMPSEY,
Under Secretary of the Interior.

[F. R. Doc. 42-2243; Filed, March 10, 1942;
10:01 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

CHAPTER III—GRAZING SERVICE

PART 502—LIST OF ORDERS CREATING OR MODIFYING GRAZING DISTRICTS

ADDITION¹ TO ARIZONA GRAZING DISTRICT NO 4

Under and pursuant to the provisions of the act of June 28, 1934 (48 Stat. 1269, 43 U. S. Code, sec. 315, *et seq.*), as amended, commonly known as the Taylor Grazing Act, and subject to the limitations and conditions therein contained, Arizona Grazing District No. 4, as established and defined by departmental orders of February 14, 1936, October 26, 1936, July 29, 1937, December 9, 1938, and December 28, 1940, is hereby augmented to include all vacant, unappropriated, and unreserved public lands, and all lands withdrawn for other purposes which may hereafter be included in the district in accordance with the provisions of section 1 of the Taylor Grazing Act by approval of the head of the Department having jurisdiction thereover, and all lands hereafter acquired by lease under the provisions of the act of June 23, 1938 (52 Stat. 1033, 43 U. S. Code, sec. 315 m-1, 2, 3, 4), commonly known as the Pierce Act, not excluding lands withdrawn by Executive order of November 26, 1934 (No. 6910), within the following-described legal subdivisions:

ARIZONA

Gila and Salt River Meridian

T. 14 S., R. 26 E.,
Secs. 1 and 2;
Sec. 3, E½, E½W½;
Sec. 10, E½;
Secs. 11, 12, 13, and 14;
Sec. 15, NE¼;
Secs. 23 and 24;
Sec. 25, N½, N½S½;
Sec. 26, E½NE¼.

The Federal Range Code, as revised, shall be effective as to the lands embraced herein from and after the date of the publication of this order in the FEDERAL REGISTER, except that no part of such lands will be subject to the provisions of section 8, paragraphs (b), (d), (e), and (f) of said Code, relating to grazing fees, until one year from the date of publication of this order in the FEDERAL REGISTER.

JOHN J. DEMPSEY,
Acting Secretary of the Interior.
FEBRUARY 25, 1942.

[F. R. Doc. 42-2203; Filed, March 14, 1942;
10:05 a. m.]

¹ Affects tabulation in § 502.1e.

PART 502—LIST OF ORDERS CREATING OR MODIFYING GRAZING DISTRICTS

ELIMINATION¹ FROM COLORADO GRAZING DISTRICT NO. 2

Under and pursuant to the provisions of the act of June 28, 1934 (48 Stat. 1269, 43 U.S. Code, sec. 315, *et seq.*), as amended, commonly known as the Taylor Grazing Act, the departmental order of April 8, 1935, establishing Colorado Grazing District No. 2, is hereby revoked as far as it affects the following-described land:

COLORADO

Sixth Principal Meridian

T. 8 N., R. 79 W.,
Sec. 23, W½SW¼, N½SE¼;
Sec. 24, N½SW¼, SE¼SW¼, SW¼SE¼;
Sec. 26, W½.

JOHN J. DEMPSEY,
Acting Secretary of the Interior.

FEBRUARY 21, 1942.

[F. R. Doc. 42-2204; Filed, March 14, 1942;
10:06 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

CHAPTER I—INTERSTATE COM- MERCE COMMISSION

PART 10—STEAM ROADS: UNIFORM SYSTEM OF ACCOUNTS

An order of the Interstate Commerce Commission modifying the Classification of Income, Profit and Loss, and General Balance Sheet Accounts for steam roads, dated March 4, 1942, effective January 1, 1943, was filed with the Division of the Federal Register on March 16, 1942 at 11:09 a. m. (F. R. Doc. 42-2252). Requests for copies should be addressed to the Interstate Commerce Commission.

Notices

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. B-222]

IN THE MATTER OF FRED NOETH, REGISTERED
DISTRIBUTOR, REGISTRATION NO. 6880

NOTICE OF AND ORDER FOR HEARING

The Bituminous Coal Division (the "Division") finds it necessary in the proper administration of the Bituminous Coal Act of 1937 (the "Act") and the Bituminous Coal Code (the "Code") promulgated thereunder to determine

A. Whether or not Fred Noeth, Registered Distributor, Registration No. 6880, (hereinafter sometimes referred to as the "Registered Distributor"), whose address is 2808 East 25th Street, Granite City, Illinois, has violated any provisions of the Act, the Code, and orders and regulations of the Division, including the Marketing Rules and Regulations, Rules and Regulations for the Registration of Distributors, and the Distributor's Agree-

ment (the "Agreement") dated October 14, 1940, and filed by Fred Noeth pursuant to Order of the Division dated June 19, 1940 in General Docket No. 12, and more particularly whether or not subsequent to September 30, 1940 said registered distributor:

1. During the period October 1, 1940, to January 31, 1941, both dates inclusive, accepted and retained discounts from the effective minimum prices of coal purchased for resale from various code member producers and resold, to Christ Noeth, an individual, doing business under the name and style of Noeth Ice and Coal Company, 2808 East 25th Street, Granite City, Illinois, a retailer, as follows:

(a) 355.51 net tons of 1½" screenings coal purchased from and produced by the Carbon Coal Company, R. F. D. #2, Collinsville, Illinois, a code member, at its Glen Carbon Mine, Mine Index No. 1042, located in District 10;

(b) 4651.25 net tons of lump, egg, nut, and 1½" screenings coal purchased from and produced by Sunset Hill Coal Company, R. F. D. #4, Edwardsville, Illinois, a code member, at its Sunset Hill Mine, Mine Index No. 1051, located in District 10;

(c) 2293.44 net tons of 1½" screenings coal purchased from and produced by Sugar Loaf Coal Corporation, R. F. D. #2, Collinsville, Illinois, a code member, at its Sugar Loaf Mine, Mine Index No. 1049, located in District 10;

although at the time of said transactions the registered distributor was under the control, financial or otherwise, of said Christ Noeth, resulting in violations of § 304.19 (c) of the Rules and Regulations for the Registration of Distributors and paragraph (h) of the Agreement.

2. Accepted and retained the discounts in the transactions referred to in paragraph A 1 hereof, notwithstanding no service of value was rendered to said code members in said transactions and although said transactions were entered into primarily for the purpose of unjustly enriching the registered distributor and, when except for the incidence of section 4 II (h) of the Act said Christ Noeth would have purchased such coal direct from said code members, resulting in violations of paragraph (g) of the Agreement.

3. Accepting and retaining distributor's discounts on the coal referred to in paragraph A 1 hereof, although such coal was not purchased for bona fide resale, resulting in violations of Paragraph (d) of the Agreement.

4. Accepted and retained discounts on the transactions referred to in paragraph A 1 hereof when said registered distributor was in fact or in effect an agency or instrumentality of said Christ Noeth, resulting in violations of section 4 II (i) 12 of the Act, Rule 12 of Section XIII of the Marketing Rules and Regulations and Paragraph (c) of the Agreement.

B. Whether or not the registered distributor, in the Application for Regis-

tration with the Bituminous Coal Division of the Department of the Interior as a Distributor of Bituminous Coal filed by said distributor with the Division on July 5, 1940, made false or misleading statements or failed to state material facts affecting said application as follows:

(1) Represented that during the year 1937 as a distributor (wholesaler) said registered distributor had obtained or purchased from the Sunset Hill Coal Corp., Edwardsville, Illinois, a producer, 7,350 net tons of bituminous coal, Truck Trade Coal Company, Inc., Edwardsville, Illinois, a producer, 4,750 net tons of bituminous coal, and P. H. Coal Company, Granite City, Illinois, a sales agent, 250 net tons of bituminous coal, (page 3 of said application)

(2) Represented that during the year 1938 as a distributor (wholesaler) said registered distributor had obtained or purchased 9,700, 8,600 and 300 net tons of bituminous coal from said parties, respectively, (page 4 of said application)

(3) Failed to state that no tonnage had been purchased or obtained by said distributor during the years 1937 and 1938 either as distributor, sales agent, retailer, dock operator, or otherwise, (pages 3 and 4 of said application) resulting in a violation of § 304.11 (c) 5 of the Rules and Regulations for the Registration of Distributors.

C. Whether or not the registration of said Fred Noeth should be revoked or suspended or other appropriate penalties should be imposed.

It is therefore ordered, That a hearing pursuant to § 304.14 of the Rules and Regulations for the Registration of Distributors, to determine whether or not the aforementioned Fred Noeth has committed violations in the respects heretofore described and whether or not the registration of said distributor should be revoked or suspended, or other appropriate penalties be imposed, be held on April 17, 1942, at 10 a. m. at a hearing room of the Bituminous Coal Division at the Coronado Hotel, St. Louis, Missouri.

It is further ordered, That Joseph D. Dermody or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said Fred Noeth and to all persons and entities having an interest in such proceeding.

Notice is hereby given that answer setting forth the position of the aforementioned Fred Noeth with reference to the

matters hereinbefore described, must be filed with the Bituminous Coal Division at its Washington Office or with any one of the field offices of the Division, within twenty (20) days after date of service hereof on Fred Noeth and that failure to file an answer herein within such period, unless the presiding officer shall otherwise order, shall be deemed to be an admission by Fred Noeth of the commission of the violations hereinbefore described and a consent to the entry of an appropriate order thereon.

All persons are hereby notified that the hearing in the above-entitled matter and orders entered therein may concern, in addition to the matters specifically alleged herein, other matters incidental and related thereto, whether raised by amendment, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

Dated: March 13, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-2244; Filed, March 16, 1942;
10:36 a. m.]

[Docket Nos. A-289, A-337]

PETITIONS OF THE CITY OF CINCINNATI AND THE BOARD OF EDUCATION OF THE CITY SCHOOL DISTRICT OF THE CITY OF CINCINNATI FOR AN ORDER ESTABLISHING FREE ALONGSIDE PRICES AND OF THE COUNTY OF HAMILTON, OHIO, FOR THE ESTABLISHMENT OF FREE ALONGSIDE PRICES

MEMORANDUM OPINION AND ORDER REOPENING HEARING IN DOCKET NO. A-337, ORDER OF CONSOLIDATION AND ORDER POSTPONING HEARING

Pursuant to a motion filed by the City of Cincinnati (the "City") and the Board of Education of the City School District of the City of Cincinnati (the "Board"), the hearing in Docket No. A-289 was reopened by an Order dated February 9, 1942, for the reasons and to the extent set forth therein. The County of Hamilton (the "County") has filed a similar motion requesting that the proceeding in Docket No. A-337 be reopened for the same purposes and to the same extent.

As set forth in the Examiner's Report, which was adopted by the Director in his Opinion and Order of September 20, 1941 in Docket Nos. A-89, A-289, A-337, A-352, A-352a, A-539, and A-540, the City, the Board, and the County purchase their coals from the same source and under the same conditions. For these reasons, it appears that the motion of the County should be granted and that this matter should be consolidated with Docket No. A-289 for the purpose of such reopened hearing.

It is therefore ordered, That the proceeding in Docket No. A-337 only be, and the same hereby is, reopened for the same purposes and to the same extent as the proceeding in Docket No. A-289 has been reopened by Order therein dated February 9, 1942, and that Docket No. A-289 be consolidated with Docket No.

A-337 for the purpose of such reopened hearing.

It is further ordered, That the consolidated hearing be postponed from March 16, 1942 to 10 o'clock in the forenoon of March 30, 1942. On such day, the Chief of the Records Section in Room 502 will advise as to the room where such hearing will be held.

It is further ordered, That in all other respects the Memorandum Opinion and Order Reopening the Hearing dated February 9, 1942, shall remain in full force and effect.

Dated: March 14, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-2245; Filed March 16, 1942;
10:36 a. m.]

[Docket No. A-36 Part III]

PETITION OF DISTRICT BOARD NO. 11 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF THE DITNEY HILL MINE (MINE INDEX NO. 115) OF THE INGLE COAL COMPANY

MEMORANDUM OPINION AND ORDER EXTENDING TEMPORARY RELIEF

This proceeding was instituted upon the petition, as amended, filed with the Bituminous Coal Division on October 11, 1940, by District Board 11, pursuant to Section 4 II (d) of the Bituminous Coal Act of 1937. The Board in its petition requested the establishment of price classifications and minimum prices for the coals of the Ditney Hill Mine (Mine Index No. 115) of the Ingle Coal Company, a code member in District 11.

Pursuant to Orders of the Director and after notice to all interested persons, hearings in this matter were held on January 29, 1941, July 2, 1941, and September 18, 1941, before duly designated Examiners of the Division. All interested parties were afforded an opportunity to be present, adduce evidence, cross-examine witnesses, and otherwise be heard. District Board 11 appeared. The preparation and filing of the report by the Examiner was waived.

By Order, dated October 17, 1941, the Director established permanent price classifications for the coals of the Ditney Hill Mine. However, in view of the facts that the raw screenings produced at the Ditney Hill Mine appeared to be an inferior quality, that dedusting equipment had been installed on August 22, 1941, in an effort to enhance their marketability, and that the ability of this equipment to improve the quality of the screenings was still unknown, the Director found that, as a temporary measure, minimum prices for dry dedusted screenings in Size Groups Nos. 26 and 27 should be established for a period of 90 days from the date of the Order at prices 10 cents per ton less than the established minimum prices for the same sizes of coal produced in other mines producing Standard Fifth Vein coals. The Director stated that the purpose of this was to afford District Board 11 an opportunity to study the effect of the use of the dry dedusted

screenings produced at the Ditney Hill Mine and determine whether it cares to propose new prices for those coals.

On December 29, 1941, District Board 11 filed a motion to extend the temporary relief granted in the Order of October 17, 1941. Thereafter, the Acting Director, by an Order dated January 14, 1942, amended the Order of October 17, 1941, by extending the temporary relief from a period of 90 days to a period of 150 days.

On March 5, 1942, District Board 11 filed a motion to extend this temporary relief for an additional 60 day period, alleging, *inter alia*, that because the method employed at the mine to dedust screenings has recently been changed, the District Board is of the opinion that the dry dedusted screenings currently being prepared are not representative of the product that will be produced under normal and efficient operation.

It appears to the undersigned that a reasonable showing of necessity has been made and that the relief requested should be granted. However, it should be noted that the relief herein is being granted with the understanding that it will probably constitute the last such extension of time during which the District Board shall have the opportunity to propose new prices for the coals in these size groups.

Now, therefore, it is ordered, That the Order granting relief entered herein on October 17, 1941, be and is hereby amended by striking therefrom the words "provided, however, that the prices established for Size Groups Nos. 26 and 27 shall be reduced 10 cents per ton for a period of not more than 150 days from the date of this Order" and substituting in lieu thereof the following: *Provided, however, That the prices established for the Size Groups Nos. 26 and 27 shall be reduced 10 cents per ton for a period of not more than 210 days from October 17, 1941.*

It is further ordered, That Supplement R, annexed to and made part of the Order dated October 17, 1941, be and it is hereby amended by striking therefrom the words, "Size Groups 26 and 27 shall be reduced 10 cents per ton for a period of 150 days only commencing with the effective date of this Order" and by substituting in lieu thereof the following: "Size Groups 26 and 27 shall be reduced 10 cents per ton for a period of 210 days only commencing October 17, 1941."

Jurisdiction is hereby retained to enter any further Order with respect to said coals during or subsequent to said 210-day period beginning October 17, 1941.

Dated: March 14, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-2246; Filed, March 16, 1942;
10:36 a. m.]

[Docket Nos. A-1309, and A-1309, Part II]

PETITION OF DISTRICT BOARD NO. 15 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF CERTAIN MINES IN DISTRICT NO. 15 AND PETITION OF DISTRICT BOARD

NO. 15 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF MINE INDEX NOS. 1579 AND 1587 AND FOR REVISION IN THE PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF MINE INDEX NOS. 890 AND 164 IN DISTRICT NO. 15

MEMORANDUM OPINION AND ORDER SEVERING DOCKET NO. A-1309, PART II FROM DOCKET NO. A-1309, GRANTING CERTAIN TEMPORARY RELIEF IN DOCKET NO. A-1309, PART II AND NOTICE OF AND ORDER FOR HEARING IN DOCKET NO. A-1309, PART II

Correction

The effective minimum price of coals in size group 15 for Mine Index Nos. 1587 and 1579 in the table appearing on page 1845 of the issue for Wednesday, March 11, 1942, should read 35 cents in each case instead of "358" and "353".

General Land Office.

AIR NAVIGATION SITE WITHDRAWAL No. 177
CALIFORNIA

It is ordered, under and pursuant to the provisions of section 4 of the act of May 24, 1928, 45 Stat. 729, 49 U. S. C. 214, that the following-described public lands be, and they are hereby, withdrawn from all forms of appropriation under the public-land laws, subject to valid existing rights, for the use of the War Department as an auxiliary landing field:

SAN BERNARDINO MEXIDIAN

T. 10 N., R. 5 W.,
Sec. 26, S $\frac{1}{2}$
Sec. 35, N $\frac{1}{2}$
containing 640 acres.

HAROLD L. ICKES,
Secretary of the Interior.

MARCH 3, 1942.

[F. R. Doc. 42-2202; Filed, March 14, 1942;
10:06 a. m.]

Office of Indian Affairs.

ORDER RESERVING CERTAIN LANDS AT
GALENA, ALASKA

Pursuant to authority vested in the Secretary of the Interior by the Act of May 31, 1938 (52 Stat. 593), and subject to any valid existing rights or claims acquired prior to the date hereof, there are hereby withdrawn and permanently reserved for school and medical purposes the following described land at Galena, Alaska.

TRACT 1

Beginning at corner No. 1 of U. S. Survey No. 2023 on the right bank of the Yukon River in approximate latitude 64°49' N., approximate longitude 157°15' W.

Thence by metes and bounds,

Southwesterly along the right bank of the Yukon River, 135 feet, more or less; N. 8°00' E., 789 feet, more or less; S. 82°00' E., 133 feet, more or less, to corner No. 2 of U. S. Survey No. 2023; S. 8°00' W., 733 feet, more or less to the place of beginning, containing approximately 2.25 acres.

TRACT 2

Beginning at corner No. 3 of U. S. Survey No. 2023.

Thence by metes and bounds,

S. 82°00' E., 840 feet;

S. 8°00' W., 410 feet, to the Yukon River; Southwesterly along the right bank of the Yukon River, at mean high water, 900 feet, more or less, to corner No. 4 of U. S. Survey No. 2023;

N. 8°00' E., 686 feet, more or less, to the place of beginning, containing approximately 10.5 acres.

OSCAR L. CHAPMAN,
Assistant Secretary.

FEBRUARY 23, 1942.

[F. R. Doc. 42-2242; Filed, March 16, 1942;
10:01 a. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Conservation and Adjustment Administration.

[AACP-1942-Southern Great Plains-2]

AGRICULTURAL ADJUSTMENT AGENCY

1942 SPECIAL AGRICULTURAL CONSERVATION PROGRAM FOR THE SOUTHERN GREAT PLAINS AREA

Supplement No. 2

MARCH 12, 1942.

The 1942 Special Agricultural Conservation Program for the Southern Great Plains Area, as amended, is further amended as follows:

(1) The county rates of payment (dollar per acre) for the thirty-three Kansas counties as contained in Supplement No. 1 are revised as follows:

Cheyenne.....	.75	Morton.....	.66
Clark.....	.86	Ness.....	.81
Comanche.....	.85	Pawnee.....	.96
Decatur.....	.75	Rawlins.....	.77
Edwards.....	.90	Rooks.....	.75
Ellis.....	.89	Rush.....	.90
Finney.....	.79	Scott.....	.75
Gove.....	.76	Seward.....	.78
Graham.....	.74	Sheridan.....	.76
Grant.....	.73	Sherman.....	.69
Greeley.....	.70	Stanton.....	.72
Hamilton.....	.71	Stevens.....	.69
Haskell.....	.80	Thomas.....	.75
Hodgeman.....	.78	Trego.....	.81
Kearny.....	.71	Wallace.....	.67
Kiowa.....	.86	Wichita.....	.72
Logan.....	.69		

(2) The rate of credit under Practice (29), Section 4 (d), is revised to read:

Weed control by cultivation, 1 acre, 10 units.

Weed control by application of approved chemicals—25 pounds of approved chemicals used, 1 unit.

(3) Section 4 (d) is further amended by the addition of the following practice:

(33) With prior approval of the county committee, improving a stand of forest trees under such approved system of farm wood lot and wildlife management as is specified by the Agricultural Adjustment Administration, 1 acre, 4 units.

(4) Section 1 (f) (1) is amended by the addition of the following item:

(x) Rye for pasture. (Sections 7 to 17, as amended, 49 Stat. 1148, 1915; 50 Stat. 329; 52 Stat. 31, 204, 205; 53 Stat. 550, 573; 54 Stat. 216, 727; 16 U.S.C. 590g-590q; 55 Stat. 257; Pub. Law No. 374, 77th Cong., approved December 26, 1941.)

Done at Washington, D. C., this 12th day of March 1942. Witness my hand and the seal of the Department of Agriculture.

[SEAL]

CLAUDE R. WICKARD,
Secretary of Agriculture.

[F. R. Doc. 42-2193; Filed, March 13, 1942;
12:42 p. m.]

Farm Security Administration.

DESIGNATION OF LOCALITIES IN COUNTIES IN WHICH LOANS, PURSUANT TO TITLE I OF THE BANKHEAD-JONES FARM TENANT ACT, MAY BE MADE

In accordance with the rules and regulations promulgated by the Secretary of Agriculture on July 1, 1941, loans made in the counties mentioned herein, under Title I of the Bankhead-Jones Farm Tenant Act, may be made within the localities herein described and designated. The value of the average farm unit of thirty acres and more in each of these localities has been determined in accordance with the provisions of the said rules and regulations. A description of the localities and the determination of value for each follow:

REGION II

Minnesota

Todd County: Locality I—Consisting of the townships of Staples, Villard, Moran, Fawn Lake, Turtle Creek, Little Elk, Bruce, and Burnhamville; the village of Burtrum; and the city of Staples, \$3,232. Locality II—Consisting of the townships of Stowe Prairie, Bartlett, Bertha, Germania, Wykeham, Eagle Valley, Ward, Burleene, Iona, Long Prairie, Hartford, Leslie, Reynolds, Gordon, Little Sauk, Round Prairie, West Union, Kandota, Birchdale, and Grey Eagle; and the villages of Bertha, Browerville, Clarissa, Eagle Bend, Grey Eagle, Hewitt, Long Prairie, West Union, and Osakis, \$4,475.

Wisconsin

Langlade County: Locality I—Consisting of the city of Antigo, and towns of Antigo, Neva and Price, \$5,775. Locality II—Consisting of the towns of Ackley, Ainsworth, Elcho, Evergreen, Langlade, Norwood, Parrish, Peck, Polar, Rolling, Summit, Upham, Vilas, village of White Lake and town of Wolf River, \$3,847.

REGION V

Alabama

Covington County: Locality I—Consisting of the precincts of Andalusia, Opp, Rose Hill, Copperas Head, Gantt, Straughns Schoolhouse, Williams, River Falls, and Bulah, \$2,165. Locality II—Consisting of the precincts of Fairfield,

Shirley, Loango, Watkins, Davis Shop, Florala, Hart, Westover, Red Level, Green Bay, George, Sanford, Carolina, and McRae, \$1,540.

The purchase price limits previously established for the counties above-mentioned are hereby cancelled.

Approved March 7, 1942.

[SEAL]

C. B. BALDWIN,
Administrator.

[F. R. Doc. 42-2291; Filed, March 16, 1942;
11:39 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

NOTICE OF ISSUANCE OF SPECIAL CERTIFICATES FOR THE EMPLOYMENT OF LEARNERS UNDER THE FAIR LABOR STANDARDS ACT OF 1938

Notice is hereby given that Special Certificates authorizing the employment of learners at hourly wages lower than the minimum wage rate applicable under section 6 of the Act are issued under section 14 thereof, Part 522 of the Regulations issued thereunder (August 16, 1940, 5 F.R. 2862) and the Determination and Order or Regulation listed below and published in the FEDERAL REGISTER as here stated.

Apparel Learner Regulations, September 7, 1940 (5 F.R. 3591).

Men's Single Pants, Shirts and Allied Garments and Women's Apparel Industries, September 23, 1941 (6 F.R. 4839).

Artificial Flowers and Feathers Learner Regulations, October 24, 1940 (5 F.R. 4203).

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order of September 20, 1940 (5 F.R. 3748).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530).

Independent Telephone Learner Regulations, September 27, 1940 (5 F.R. 3829).

Knitted Wear Learner Regulations, October 10, 1940 (5 F.R. 3982).

Millinery Learner Regulations, Custom Made and Popular Priced, August 20, 1940 (5 F.R. 3392, 3393).

Textile Learner Regulations, May 16, 1941 (6 F.R. 2446).

Woolen Learner Regulations, October 30, 1940 (5 F.R. 4302).

Notice of Amended Order for the Employment of Learners in the Cigar Manufacturing Industry, July 29, 1941 (6 F.R. 3753).

The employment of learners under these Certificates is limited to the terms and conditions as to the occupations, learning periods, minimum wage rates, et cetera, specified in the Determination and Order or Regulation for the industry designated above and indicated opposite the employer's name. These Certificates become effective March 16, 1942. The Certificates may be cancelled in the manner provided in the Regulations and as indicated in the Certificates. Any person aggrieved by the issuance of any

of these Certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS AND EXPIRATION DATE

Apparel

Berry Clothing Company, 118 Main Street, Pawtucket, Rhode Island; Men's Clothing; 5 learners (T); March 16, 1943.

Goldberg and Rich, Inc., 93 Albany Street, Boston, Massachusetts; Topcoats & Overcoats; 5 learners (T); September 16, 1942.

Goodimate Company, 32nd and Reed Streets, Philadelphia, Pennsylvania; Men's & Boys' Clothing; 25 learners (T); September 16, 1942.

Lockwoven Hosiery Company, 900 Hodiamont Avenue, St. Louis, Missouri; Burial Garments; 3 learners (T); March 16, 1943.

Modern Manufacturing Company, 501 E. Preston Street, Baltimore, Maryland; Men's Sack Coats and Top Coats; 5 percent (T); March 16, 1943.

Peerless Coat Front Company, 500 S. Peoria Street, Chicago, Illinois; Coat Fronts; 1 learner (T); March 16, 1943.

Ridgewood Pants Company, 167 Troutman Street, Brooklyn, New York; Men's Clothing; 5 learners; August 3, 1942.

Skillman Pants Company, 481 DeKalb Avenue, Brooklyn, New York; Pants; 5 learners (T); August 3, 1942.

Schoroff-Rosenwald Company, 1500 N. Ogden Avenue, Chicago, Illinois; Men's & Boys' Cloth Hats and Caps; 10 percent (T); March 16, 1943. (This certificate replaces one bearing the expiration date of December 15, 1942.)

Single Pants, Shirts, and Allied Garments and Women's Apparel Industries

A & H Sportswear, 2071 Third Avenue, New York, N. Y.; Women's Slacks & Dresses; 2 learners (T); August 3, 1942.

Adler Manufacturers, Inc., 1123 Washington Avenue, St. Louis, Missouri; Dresses, Blouses, Shirts; 10 learners (T); March 16, 1943.

Barbara Jane Sportswear, 860 S. Los Angeles Street, Los Angeles, California; Slacks; Slacks Suits; 4 learners (T); March 16, 1943.

The Bloomfield Company, 246 Lincoln Way West, Massillon, Ohio; Dresses; 5 learners (T); March 16, 1943.

Blue Bell-Globe Manufacturing Company, Columbia City, Indiana; Waistband overalls, Bib overalls; 10 percent (T); March 19, 1943. (This certificate effective March 19, 1942.)

Blue Bell-Globe Manufacturing Company, Greene Street, Greensboro, North Carolina; One Piece Working Suits; 10 percent (T); March 16, 1943.

Charming Lady Cottons, Inc., 1727 Broad Street, Greensburg, Pennsylvania; Ladies' Cotton Dresses; 10 percent (T); March 16, 1943.

Chatham Tailoring Company, Inc., 134 Noll Street, Brooklyn, New York; Boys' & Men's Pants; 12 learners (T); March 16, 1943.

Co-op Manufacturing Company, 1301 7th Street, Oakland, California; Men's

Work Clothing, Cotton Boys' Work & Play Clothing; 6 learners (T); March 16, 1943.

Dainty Made Togs Corporation, 167 W. Oxford Street, Philadelphia, Pennsylvania; Baby Suits, Children's Playsuits; 5 learners (T); March 16, 1943.

Davenshire, Inc., 825 W. Fourth Street, Davenport, Iowa; Trousers; 10 percent (T); March 12, 1943. (This certificate effective March 12, 1942.)

Dorfray Sportswear, 34-38 West 4th Street, New York, New York; Shirts; 10 learners (T); August 3, 1942.

G. W. Eade and Company, Inc., 32 S. LaSalle Street, Aurora, Illinois; Washable Dresses; 10 learners (T); March 16, 1943.

Eagle Blouse Company, 64 W. 36th Street, New York, N. Y.; Blouses, Housecoats, Beachwear and Play Suits; 5 learners (T); August 3, 1942.

Easton Trouser Company, Pine and Elder Streets, Easton, Pennsylvania; Trousers 10 percent (T); March 16, 1943.

A. J. Edlin Manufacturing Company, 1307 Washington Avenue, St. Louis, Missouri; Cotton Dresses; 5 learners (T); March 16, 1943.

Everwear Manufacturing Company, 931 Maple Street, Los Angeles, California; Overalls, Single Pants, Cotton Shirts, Cotton Jackets; 10 learners (T); March 16, 1943.

The H. W. Gossard Company, Cleveland Avenue, Ishpeming, Michigan; Corsets & Brassieres; 10 percent (T); March 16, 1943.

Harrison Sportswear, 118 Harrison Place, Brooklyn, New York; Ladies' Slacks; 10 learners (T); August 3, 1942.

Ideal Sportswear Corporation, 722 Metropolitan Avenue, New York, N. Y.; Beachwear, Sheets, Slacks, Children's Leggings; 5 learners (T); August 16, 1942.

Jems of Hollywood, 860 S. Los Angeles Street, Los Angeles, California; Jumper Dresses, Custom Suits; 5 learners (T); March 16, 1943.

Judy Anne Frocks, Inc., 110 North Fifth Street, Minneapolis, Minnesota; Dresses; 10 learners (T); March 16, 1943.

Karol Kell Garment Company, 615 North Ninth Street, St. Louis, Missouri; Dresses, Sportswear; 5 learners (T); March 16, 1943.

B. Lavin, 1951 Brooklyn Street, Los Angeles, California; Robes, Slacks, Blouses; 5 learners (T); March 16, 1943.

R. O. Layfield, Richmond, Vermont; Ladies' Underwear; 10 learners (T); March 16, 1943.

Lemont Pants Company, 310 Illinois Street, Lemont, Illinois; Boys' Knickers, Longies, Men's Pants, Breeches, Ladies' Slacks; 3 learners (T); March 16, 1943.

Los Angeles Wash Frock Company, 127 E. 9th Street, Los Angeles, California; Dresses, Ladies' & Children's Outerwear; 10 learners (T); March 16, 1943.

Miss Los Angeles Sportswear Company, Inc., 757 S. Los Angeles Street, Los Angeles, California; Ladies' Sportswear; 5 learners (T); March 16, 1943.

Major Manufacturing Company, 1706 Washington Avenue, St. Louis, Missouri; Cotton Dresses; 6 learners (T); March 16, 1943.

Marcus & Wiesen, Inc., 26 East 14th Street, New York, New York; Sanitary belts, hose supports, ladies' garters, girdles and panties, garter belts; 10 percent (T); September 16, 1942.

Modern Maid Apron Company, 301 N. Water Street, Milwaukee, Wisconsin; Ladies' & Children's Aprons (Percales and Sheers); 4 learners (T); March 16, 1943.

Mohawk Valley Manufacturing Company, Inc., 540 E. Mill Street, Little Falls, New York; Cotton House Dresses; 10 percent (T); March 16, 1943.

New Berlin Garment Company, New Berlin, Pennsylvania; Ladies' Cotton Dresses; 6 learners (T); March 16, 1943.

Rae Undergarment Company, 1092 Broadway, Brooklyn, New York; Ladies' Rayon Underwear; 6 learners (T); August 3, 1942.

Ritter Sportswear Manufacturing Company, 308 E. 9th Street, Los Angeles, California; Men's Shirts and Leisure Jackets & Ladies' Leisure Jackets; 5 learners (T); March 16, 1943.

The Roehm-Roehm Company, 224 W. Fifth Street, Dayton, Ohio; Cotton Service Clothing, Cotton Sport Clothing; 10 learners (T); March 16, 1943.

Royal Miss, Inc., 1 S. Webster Avenue, Scranton, Pennsylvania; Dresses; 10 percent (T); March 16, 1943.

Sanford Shirt Company, Inc., 6 W. Lombard Street, Baltimore, Maryland; Men's Dress Shirts; 10 learners (T); March 16, 1943.

Selden Dress Company, Horseblock and Granny Road, Farmingville, Long Island, New York; Dresses; 3 learners (T); August 16, 1942.

Sheppton Sportswear Company, Sheppton, Pennsylvania; Ladies' Blouses & Beachwear; 10 percent (T); March 16, 1943.

Shrage and Pines, 12th and Laurel Street, Pottsville, Pennsylvania; Pajamas & Polo Shirts; 5 percent (T); March 16, 1943.

Starlet Frocks, 324 Market Street, Philadelphia, Pennsylvania; Ladies' Dresses; 6 learners (T); March 16, 1943.

William Stumacher Dress Company, 133 North 8th Street, Philadelphia, Pennsylvania; Ladies' Apparel; 3 learners (T); March 16, 1943.

Swineford Manufacturing Company, Swineford, Pennsylvania; Ladies' House Dresses, Blouses and Pajamas; 5 learners (T); March 16, 1943.

Wakefield Knitting Mills, 1924 Hunting Park Avenue, Philadelphia, Pennsylvania; Rayon Underwear, Gowns and Pajamas; 5 learners (T); March 16, 1943.

Hosiery

Bibb Manufacturing Company, Knitting Mill, Hawthorne Street, Macon Georgia; 1 learner (T); Seamless Hosiery; March 16, 1943.

Clay County Products Company, Inc., 217 Bay Street, Green Cove Springs, Florida; Full Fashioned Hosiery; 10 learners (T); March 16, 1943. (This certificate replaces one bearing expiration date of October 27, 1942.)

Duke Hosiery Corporation, Highland Avenue & 4th Street, Hickory, North Carolina; Seamless Hosiery; 10 percent (T); March 16, 1943. (This certificate

replaces one bearing expiration date of October 2, 1942.)

Elmo Hosiery Mill, 3904 St. Elmo Avenue, Chattanooga, Tennessee; Seamless Hosiery; 1 learner (T); September 16, 1942.

Graham Full Fashion, Inc., South Main Street, Graham, North Carolina; Full Fashioned Hosiery; 5 learners (T); March 16, 1943.

Johnson Hosiery Mill, Longview Street, Hickory, North Carolina; Seamless Hosiery; 2 learners (T); March 16, 1943.

Plne Hosiery Mills, Inc., Star, North Carolina; Seamless Hosiery; 10 percent (T); March 16, 1943. (This certificate replaces one bearing expiration date of November 17, 1942.)

Pocomoke Textiles, Inc., Pocomoke, Maryland; Full Fashioned Hosiery; 5 learners (T); March 16, 1943. (This certificate replaces one bearing expiration date of October 20, 1942.)

Samuel A. Roth and Company, 328 N. Superior Street, Cleveland, Ohio; Full Fashioned Hosiery; 5 learners (T); March 16, 1943.

Independent Branch of the Telephone Industry

Central Iowa Telephone Company, 304 Securities Building, Cedar Rapids, Iowa; to employ learners as commercial switchboard operators at its Emmetsburg, Iowa Exchange, located at 2102 E. Main Street, Emmetsburg, Iowa; until March 16, 1943.

Central Iowa Telephone Company, Toledo, Iowa; to employ learners as commercial switchboard operators at its Gladbrook Exchange, located at Gladbrook, Iowa; until March 16, 1943.

West Iowa Telephone Company, Remsen, Iowa; to employ learners as commercial switchboard operators at its Marcus Exchange, located at Marcus, Iowa; until March 16, 1943.

West Iowa Telephone Company, Remsen, Iowa; to employ learners as commercial switchboard operators at its Remsen, Iowa Exchange, located at Remsen, Iowa; until March 16, 1943.

Knitted Wear

Cinderella Underwear Company, Inc., Reamstown, Pennsylvania; Knitted Underwear; 10 learners (E); September 16, 1942.

Dupont Knitting Mills, White and Center Streets, Dupont, Pennsylvania; Knitted Outerwear; 22 learners (E); September 16, 1942.

C. H. Heine Knitting Mills, 141 N. Second Street, Girardville, Pa.; Women's, Men's & Children's Underwear; 5 learners (T); March 16, 1943.

Julius Kayser and Company, Walton, New York; Knitted Underwear & Commercial Knitting; 5 percent (T); March 16, 1943. (This certificate replaces one bearing expiration date of January 1, 1943.)

Kennedy Knitting Co., Inc., 10 Canvass Street, Cohoes, New York; Knitted Underwear; 5 learners (T); March 16, 1943.

Lincoln Knit Goods Mills, Warrenton, Missouri; Knitted Outerwear; 2 learners (T); March 16, 1943.

The Puritan Knitting Mills Corporation, 813-25 Street, Altoona, Pennsylvania; Knitted Outerwear; 5 percent (T); March 16, 1943.

Westfield Knitting Mills, Inc., Mill #7, Canal Street, Manchester, N. H.; Sweaters; 5 learners (T); March 16, 1943.

West Lawn Knitting Mills, Inc., 2130 Spring Street, West Lawn, Pennsylvania; Men's Cotton Knit Shirts, Shorts, Wash Suits and Athletic Suits; 5 learners (T); March 16, 1943.

Millinery

Gladys and Belle, Inc., 485 Madison Avenue, New York, N. Y.; Custom-Made Millinery; 3 learners (T); March 16, 1943.

Textile

Adams Net and Twine Company, 701 North 2nd Street, St. Louis, Missouri; Cotton Fish Nets and Seine Nets; 10 learners (E); September 16, 1942.

Altavista Mills, Amherst Avenue, Altavista, Virginia; Rayon Piece Goods; 3 percent (T); March 16, 1943.

Joseph Berlinger Company, 232 Lombard Street, Towanda, Pennsylvania; Rayon; 3 percent (T); March 16, 1943.

The Berryton Mills, Berryton, Georgia; Cotton; 3 percent (T); March 12, 1943. (This certificate effective March 12, 1942 and replaces one bearing expiration date of June 12, 1942.)

Bibb Manufacturing Company, Crown Mill, Hawthorne Street, Macon, Georgia; Yarns; 3 percent (T); March 16, 1943.

Bibb Manufacturing Company, No. Two Mill, Hawthorne Street, Macon, Georgia; Yarns; 3 percent (T); March 16, 1943.

Bibb Manufacturing Company, Star Mill, Hawthorne Street, Macon, Georgia; Yarns; 1 learner (T); March 16, 1943.

Bibb Manufacturing Company, Osprey Mill, Porterdale, Georgia; Auto Tire Cords, Fabrics, Duck, Laundry Nets; 3 percent (T); March 16, 1943.

Bibb Manufacturing Company, Taylor Mill, Reynolds, Georgia; Yarns; 3 percent (T); March 16, 1943.

Bibb Manufacturing Company, Payne Mill, Payne City, Macon, Georgia; Yarns; 3 percent (T); March 16, 1943.

Bibb Manufacturing Company, Porterdale Mill, Porterdale, Georgia; Seine Twines, Hose Cords, Carpet Yarns, Braids; 3 percent (T); March 16, 1943.

Bibb Manufacturing Company, Welaunee Mill, Porterdale, Georgia; Yarns; 3 percent (T); March 16, 1943.

Bibb Manufacturing Company, No. One Mill, 255 Main Street, Macon, Georgia; Yarns, Twines; 3 percent (T); March 16, 1943.

Bibb Manufacturing Company, Columbus Mill, Columbus, Georgia; Cotton; 3 percent (T); March 16, 1943.

Boott Mills, John Street, Lowell, Massachusetts; Cotton Goods; 150 learners (E); September 12, 1942. (This certificate effective March 12, 1942.)

Boott Mills, John Street, Lowell, Massachusetts; Cotton Goods; 3 percent (T); March 12, 1943. (This certificate effective March 12, 1942.)

Castile Silk Company, Main Street, Castile, New York; Silk & Rayon Broad Goods; 8 learners (E); September 16, 1942.

Manufacturers Thread Company, 13 East 17th Street, New York, N. Y.; Sewing Thread; 1 learner (T); March 16, 1943.

Pawtucket Standard Braid Company, 120 Webster Street, Pawtucket, Rhode Island; Shoe Lace and Braid; 3 percent (T); March 12, 1943. (This certificate effective March 12, 1942.)

Pennsburg Textile Inc., Third & Penn Streets, Pennsburg, Pennsylvania; Rayon & Cotton Tie Silks; 1 learner (T); March 16, 1943.

Pepperell Manufacturing Company, Opelika, Alabama; Cotton Cloth; 3 percent (T); March 16, 1943.

Rocky Creek Mills, Turnersburg, North Carolina; Cotton Yarns; 3 learners (T); March 16, 1943.

S. & S. Silk Company, Inc., Seventh Street, Bloomsburg, Pennsylvania; Commission Throwing; 3 learners (T); March 16, 1943.

Southern Webbing Mills, Inc., Greensboro, North Carolina; Elastic Webbing and Non-Elastic Narrow Fabric Webbing; 3 learners (T); March 16, 1943.

Sterling Brothers Throwing Company, Inc., Millinburg, Pennsylvania; Commission Silk Throwing; 5 learners (T); March 16, 1943.

Superior Yarn Mills, Inc. (Tuckasegee Plant), Mount Holly, North Carolina; Cotton Yarns; 3 percent (T); March 16, 1943.

Superior Yarn Mills, Inc. (East Monbo Plant), R. F. D. #3, Statesville, North Carolina; Cotton Yarns; 3 percent (T); March 16, 1943.

Superior Yarn Mills, Inc. (Long Island Plant); Long Island, North Carolina; Cotton; 3 learners (T); March 16, 1943.

The Trilon Company, Trilon, Georgia; Plain Cloth-Sheetings-Herringbone, etc.; 3 percent (T); March 16, 1943.

Waverly Mills, Inc. (Prince Plant), East Laurinburg, North Carolina; Cotton; 10 learners (T); March 16, 1943.

Waverly Mills, Inc. (Scotland Plant), East Laurinburg, North Carolina; Cotton; 3 learners (T); March 16, 1943.

Signed at New York, N. Y., this 14th day of March 1942.

MERLE D. VINCENT,
*Authorized Representative
of the Administrator.*

[F. R. Doc. 42-2249; Filed, March 16, 1942; 10:44 a. m.]

NOTICE OF ISSUANCE OF SPECIAL CERTIFICATES FOR THE EMPLOYMENT OF LEARNERS UNDER THE FAIR LABOR STANDARDS ACT OF 1938

Notice is hereby given that Special Certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the Act are issued under section 14 thereof and § 522.5 (b) of the Regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective March 16, 1942.

The employment of learners under these Certificates is limited to the terms and conditions as designated opposite the employer's name. These Certificates are issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The Certificates may be cancelled in the manner provided for in the Regulations and as indicated on the Certificate. Any person aggrieved by the issuance of these Certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATIONS, EXPIRATION DATE

The Edward Alden Studio, 230 E. Grand Avenue, Detroit, Michigan; Silk & Fabric Lamp Shades; 5 learners; 320 hours for any one learner; 35 cents per hour; Hand sewing on Shades, Machine sewing on Shades; September 12, 1942. (This certificate effective March 12, 1942.)

Atlantic Rug Manufacturing Company, 34 East 29th Street, New York, N. Y.; Hooked Rugs; 6 learners; 6 weeks for any one learner; 30 cents per hour; Rug Hooker; August 3, 1942.

The Blount Lumber Company, Lacona, New York; Bathinettes; 4 learners; 8 weeks for any one learner; 30 cents per hour; Sewing Machine Operator; May 25, 1942.

Idealite, Inc., 49 Fremont Street, Jersey City, New Jersey; Paper Lamp Shades, Glass Table Lamps; 5 percent; 320 hours for any one learner; 35 cents per hour; Hand Sewing, Machine Sewing; September 16, 1942.

John T. Lund and Company, Gardners Neck Road, Swansea, Mass.; Knitted Curtains; 1 learner; 6 weeks for any one learner; 30 cents per hour; Knitter, Cutter, Sewer; June 22, 1942.

Smolen Manufacturing Company, Inc., 561 Broadway, New York, N. Y.; Baby Bonnets; 7 learners; 8 weeks for any one learner; 30 cents per hour; Sewing Machine Operators; May 25, 1942.

Town Talk Industries; Nutt Road, Phoenixville, Pennsylvania; Baking of cookies, crackers, Peanut butter sandwiches; 12 learners; 4 weeks for any one learner; Wrapper; 25 cents per hour; May 25, 1942.

Signed at New York, N. Y., this 14th day of March 1942.

MERLE D. VINCENT,
*Authorized Representative
of the Administrator.*

[F. R. Doc. 42-2250; Filed, March 16, 1942; 10:44 a. m.]

[Administrative Order No. 143]

APPOINTMENT OF INDUSTRY COMMITTEE
No. 43 FOR THE BUTTON AND BUCKLE
MANUFACTURING INDUSTRY

1. By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, L. Metcalfe Walling, Administrator of the Wage and

No. 52—6

Hour Division, U. S. Department of Labor, do hereby appoint and convene for the Button and Buckle Manufacturing Industry (as such industry is defined in paragraph 2) an industry committee composed of the following representatives:

For the public. T. L. Norton, Chairman, Buffalo, New York; E. Wight Bakke, New Haven, Connecticut; David A. McCabe, Princeton, New Jersey; Clarence Updegraff, Iowa City, Iowa; Myrtle Brooke, Montevallo, Alabama.

For the employees. Martin Feldman, New York, New York; Lazare Teper, New York, New York; Edward Schultheis, Muscatine, Iowa; Joseph Plati, Rochester, New York; Boris Shishkin, Washington, D. C.

For the employers. N. O. Broderson, Rochester, New York; Moe Zweifel, New York, New York; George Adey, Philadelphia, Pennsylvania; Charles C. Hagerman, Muscatine, Iowa; G. F. Holt, McKinney, Virginia.

Such representatives having been appointed with due regard to the geographical regions in which such industry is carried on.

2. For the purpose of this order the term "button and buckle manufacturing industry" means:

The manufacture of buttons, buckles, and slides, and the manufacture of blanks and parts for such articles from any material except metal, for use on apparel, but not including the manufacture of products covered by any definition of an industry in any administrative order heretofore issued.

3. The definition of the button and buckle manufacturing industry covers all occupations in the industry which are necessary to the production of the products covered by the definition, including clerical, maintenance, shipping and selling occupations: *Provided, however,* That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

4. The industry committee herein created shall meet at 10:00 A. M. on March 26, 1942, in the College Room of the Hotel Astor, New York City, and, in accordance with the provisions of the Fair Labor Standards Act of 1938 and rules and regulations promulgated thereunder, shall proceed to investigate conditions in the industry and recommend to the Administrator minimum wage rates for all employees thereof who within the meaning of said Act are "engaged in commerce or in the production of goods for commerce," excepting employees exempted by virtue of the provisions of section 13 (a) and employers coming under the provisions of section 14.

Signed at Washington, D. C., this 14th day of March 1942.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 42-2251; Filed, March 16, 1942; 10:49 a. m.]

OFFICE OF THE ALIEN PROPERTY CUSTODIAN.

TEMPORARY DELEGATION OF AUTHORITY TO
THE SECRETARY OF THE TREASURY

MEMORANDUM FOR THE SECRETARY OF THE
TREASURY

MARCH 11, 1942.

There is hereby delegated to the Secretary of the Treasury all power and authority under sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended, conferred upon me by the President by Executive Order dated March 11, 1942.¹ This delegation is temporary, pending the staffing and organization of the Office of the Alien Property Custodian, and shall continue until revoked in writing in whole or in part at any time by me. This delegation shall not be construed as a limitation upon my authority to exercise such power and authority at any time.

LEO CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-2194; Filed, March 13, 1942; 1:05 p. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 5963]

APPLICATION OF REPORTER BROADCASTING
Co. (KRBC), ABILENE, TEXAS, FOR CON-
STRUCTION PERMIT

SUPPLEMENTAL ORDER

It is ordered, On the Commission's own motion this 12th day of March, 1942, that the notice of issues heretofore released on the application in Docket No. 5968 be, and it is hereby, supplemented, as follows:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

It is further ordered, That the present hearing date on the above-entitled application, namely, April 13, 1942, be, and it is hereby, retained.

By the Commission, Norman S. Case, Commissioner.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2207; Filed, March 14, 1942; 11:34 a. m.]

[Docket No. 6166]

APPLICATION OF DELTA BROADCASTING COM-
PANY, INC. (WQBC), VICKSBURG, MIS-
SISSIPPI, FOR CONSTRUCTION PERMIT

SUPPLEMENTAL ORDER

It is ordered, On the Commission's own motion this 12th day of March, 1942,

¹ 7 F.R. 1971.

that the notice of issues heretofore released on the application in Docket No. 6166, be, and it is hereby, supplemented, as follows:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

It is further ordered, That the present hearing date on the above-entitled application, namely, April 13, 1942, be, and it is hereby, retained.

By the Commission, Norman S. Case, Commissioner.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2208; Filed, March 14, 1942;
11:34 a. m.]

[Docket No. 6168]

APPLICATION OF H. C. COCKBURN, TRADING AS SAN JACINTO BROADCASTING COMPANY (NEW), HOUSTON, TEXAS, FOR CONSTRUCTION PERMIT

SUPPLEMENTAL ORDER

It is ordered, On the Commission's own motion this 12th day of March, 1942, that the notice of issues heretofore released on the application in Docket No. 6168 be, and it is hereby, supplemented, as follows:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

It is further ordered, That the present hearing date on the above-entitled application, namely, April 13, 1942, be, and it is hereby, retained.

By the Commission, Norman S. Case, Commissioner.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2209; Filed, March 14, 1942;
11:34 a. m.]

[Docket No. 6230]

APPLICATION OF JAMES F. HOPKINS, INC. (NEW) ANN ARBOR, MICHIGAN, FOR CONSTRUCTION PERMIT

SUPPLEMENTAL ORDER

It is ordered, On the Commission's own motion this 11th day of March, 1942, that the notice of issues heretofore released on the application in Docket No. 6230 be, and it is hereby, supplemented, as follows:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

It is further ordered, That the present hearing date on the above-entitled application, namely, April 1, 1942, be, and it is hereby, retained.

By the Commission, Norman S. Case, Commissioner.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2210; Filed, March 14, 1942;
11:34 a. m.]

[Docket No. 6231]

APPLICATION OF WASHTEANAW BROADCASTING Co., INC. (NEW), ANN ARBOR, MICHIGAN, FOR CONSTRUCTION PERMIT

SUPPLEMENTAL ORDER

It is ordered, On the Commission's own motion this 11th day of March, 1942, that the notice of issues heretofore released on the application in Docket No. 6231 be, and it is hereby, supplemented, as follows:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

It is further ordered, That the present hearing date on the above-entitled application, namely, April 1, 1942, be, and it is hereby, retained.

By the Commission, Norman S. Case, Commissioner.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2211; Filed, March 14, 1942;
11:35 a. m.]

[Docket No. 6235]

APPLICATION OF PADUCAH BROADCASTING COMPANY, INC. (WSO), HENDERSON, KENTUCKY, FOR CONSTRUCTION PERMIT

SUPPLEMENTAL ORDER

It is ordered, On the Commission's own motion this 11th day of March, 1942, that the notice of issues heretofore released on the application in Docket No. 6235 be, and it is hereby, supplemented, as follows:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

It is further ordered, That the present hearing date on the above-entitled application, namely April 2, 1942, be, and it is hereby, retained.

By the commission, Norman S. Case, Commissioner.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2212; Filed, March 14, 1942;
11:35 a. m.]

[Docket No. 6236]

APPLICATION OF S. BRAD HUNT (NEW), ALTON, ILLINOIS, FOR CONSTRUCTION PERMIT

SUPPLEMENTAL ORDER

It is ordered, On the Commission's own motion this 12th day of March, 1942, that the notice of issues heretofore released on the application in Docket 6236 be, and it is hereby, supplemented, as follows:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

It is further ordered, That the present hearing date on the above-entitled application, namely, April 6, 1942, be, and it is hereby, retained.

By the Commission, Norman S. Case, Commissioner.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2213; Filed, March 14, 1942;
11:35 a. m.]

[Docket No. 6009]

APPLICATION OF CAMDEN BROADCASTING COMPANY, CAMDEN, NEW JERSEY, FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of March 1942;

The Commission having under consideration the application of the Camden Broadcasting Company for construction permit (Docket No. 6009) and the proceedings held thereon; and

It appearing, That subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and population.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2214; Filed, March 14, 1942;
11:35 a. m.]

[Docket No. 6091]

APPLICATION OF DORMAN SCHAEFFER
(NEW), KLAMATH FALLS, OREGON, FOR
CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of Dorman Schaeffer for construction permit (Docket No. 6091) and the proceedings held thereon; and,

It appearing, that subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and populations.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience or necessity

would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2215; Filed, March 14, 1942;
11:36 a. m.]

[Docket No. 6096]

APPLICATION OF GREATER HOUSTON BROADCASTING COMPANY, INC., HOUSTON, TEXAS,
FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of Greater Houston Broadcasting Company, Inc. for construction permit (Docket No. 6096) and the proceedings held thereon; and

It appearing, That subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and population.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2216; Filed, March 14, 1942;
11:36 a. m.]

[Docket No. 6090]

APPLICATION OF HERALD PUBLISHING COMPANY (NEW), KLAMATH FALLS, OREGON,
FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in

Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of Herald Publishing Company for construction permit (Docket No. 6090) and the proceedings held thereon; and

It appearing, that subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and population.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2217; Filed, March 14, 1942;
11:36 a. m.]

[Docket No. 5995]

APPLICATION OF KNOE, INC., MONROE,
LOUISIANA, FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of KNOE, Inc., for construction permit (Docket No. 5995) and the proceedings held thereon; and

It appearing, that subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and population.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2218; Filed, March 14, 1942;
11:36 a. m.]

[Docket No. 5994]

APPLICATION OF LINER'S BROADCASTING STATION, INC. (KMLB), MONROE, LOUISIANA, FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of March 1942;

The Commission having under consideration the application of Liner's Broadcasting Station, Inc. (KMLB), Monroe, Louisiana, for construction permit (B3-P-2939; Docket No. 5994) and the proceedings held thereon; and

It appearing, That subsequent to the hearing held on said application, the Commission adopted a policy with respect to applications for changes in facilities of existing standard broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing, on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine what new areas and populations would receive primary service as a result of the proposed change in facilities, and what broadcast service is already available to such areas and populations.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine the areas and populations which may be expected to lose primary service from the operation of Station KMLB as proposed and what other broadcast service is available to these areas and populations.

5. To determine whether, in view of the facts shown on all of the issues, public interest, convenience or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2219; Filed, March 14, 1942;
11:37 a. m.]

[Docket No. 6039]

APPLICATION OF LOUIS G. BALTIMORE (WBRE) WILKES-BARRE, PENNSYLVANIA, FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of Louis G. Baltimore for construction permit (Docket No. 6039) and the proceedings held thereon; and,

It appearing, That subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and populations.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2220; Filed, March 14, 1942;
11:37 a. m.]

[Docket No. 5859]

IN RE APPLICATION OF MINNESOTA BROADCASTING CORPORATION (WTCN) MINNEAPOLIS, MINNESOTA, FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of Minnesota Broadcasting Corporation for construction permit (Docket No. 5859) and the proceedings held thereon; and

It appearing, that subsequent to the hearing held on said application, the Commission adopted a policy with respect to the authorization of changes in existing standard broadcast transmitting facilities (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine what new areas and populations would receive primary service as a result of the proposed change in facilities and what broadcast service is already available to such areas and populations.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission,

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2221; Filed, March 14, 1942;
11:37 a. m.]

[Docket No. 5967]

IN RE APPLICATION OF PARK CITIES BROADCASTING CORPORATION, DALLAS, TEXAS, FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of Park Cities Broadcasting Corporation for construction permit (Docket No. 5967) and the proceedings held thereon; and

It appearing, that subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and population.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2222; Filed, March 14, 1942;
11:37 a. m.]

[Docket No. 5944]

IN RE APPLICATION OF ROBERT V. LEE,
BRADENTON, FLORIDA, FOR CONSTRUCTION
PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of March 1942;

The Commission having under consideration the application of Robert V. Lee for construction permit (Docket No. 5944) and the proceedings held thereon; and

It appearing, That subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hear-

ing on the issues heretofore released and on the following additional issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and populations.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2223; Filed, March 14, 1942;
11:38 a. m.]

[Docket No. 6088]

IN RE APPLICATION OF SCRIPPS-HOWARD
RADIO, INC., HOUSTON, TEXAS, FOR CON-
STRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of March 1942;

The Commission having under consideration the application of Scripps-Howard Radio, Inc., for construction permit (Docket No. 6088) and the proceedings held thereon; and

It appearing, that subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-mentioned matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and population.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations

involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2224; Filed, March 14, 1942;
11:39 a. m.]

[Docket No. 6153]

IN RE APPLICATION OF SOUTH FLORIDA
BROADCASTING, INC. MIAMI, FLORIDA FOR
CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of South Florida Broadcasting, Inc., for construction permit (Docket No. 6153) and the proceedings held thereon; and

It appearing, That subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and population.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2225; Filed, March 14, 1942;
11:39 a. m.]

[Docket No. 6089]

IN RE APPLICATION OF TEXAS STAR BROADCASTING COMPANY, HOUSTON, TEXAS, FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of Texas Star Broadcasting Company for construction permit (Docket No. 6089) and the proceedings held thereon; and

It appearing, that subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and population.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2226; Filed, March 14, 1942;
11:39 a. m.]

[Docket No. 6121]

IN RE APPLICATION OF WALKER AND DOWNING RADIO CORPORATION (WWSW) PITTSBURGH, PENNSYLVANIA, FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of Walker and Downing Radio Corporation (WWSW)

for construction permit (Docket No. 6121) and the proceedings held thereon; and

It appearing, that subsequent to the hearing held on said application, the Commission adopted a policy with respect to authorizations for changes in existing standard broadcast facilities (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine what new areas and populations would receive primary service as a result of the proposed change in facilities and what broadcast service is already available to such areas and populations.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2227; Filed, March 14, 1942;
11:39 a. m.]

[Docket No. 6098]

IN RE APPLICATION OF WEST ALLIS BROADCASTING COMPANY, WEST ALLIS, WISCONSIN, FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of West Allis Broadcasting Company for construction permit (Docket No. 6098) and the proceedings held thereon; and

It appearing, that subsequent to the hearing held on said application, the Commission adopted a policy with respect to the granting of construction permits for new broadcast stations (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and

it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine the areas and populations which would receive primary service from the proposed station, and what broadcast service is already available to such areas and population.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2228; Filed, March 14, 1942;
11:39 a. m.]

[Docket No. 6022]

IN RE APPLICATION OF WHB BROADCASTING COMPANY, (WHB) KANSAS CITY, MISSOURI FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of WHB Broadcasting Company for construction permit (Docket No. 6022) and the proceedings held thereon; and

It appearing, That subsequent to the hearing held on said application, the Commission adopted a policy with respect to the authorization of changes in existing standard broadcast transmitting facilities (see Commission's Memorandum Opinion, dated February 23, 1942, Mimeograph No. 58106) which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine what new areas and populations would receive primary service as a result of the proposed change in facilities and what broadcast service is already available to such areas and populations.

3. To determine whether the granting of the application would be consistent with the policy announced by the Com-

mission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2229; Filed, March 14, 1942;
11:40 a. m.]

[Docket No. 6120]

IN RE APPLICATION OF WICA, INCORPORATED (WICA) ASHTABULA, OHIO FOR CONSTRUCTION PERMIT

ORDER REOPENING HEARING

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of March 1942;

The Commission having under consideration the application of WICA, Incorporated for construction permit (Docket No. 6120) and the proceedings held thereon; and,

It appearing, That subsequent to the hearing held on said application, the Commission adopted a policy with respect to authorizations for changes in existing standard broadcast facilities (see Com-

mission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106), which necessarily involves the determination of matters not heretofore specified in the issues in the above-entitled matter;

It is, therefore, ordered, That the record in the above-entitled matter be, and it is hereby, reopened for further hearing on the following issues:

1. To determine whether the proposed construction involves the use of any critical materials.

2. To determine what new areas and populations would receive primary service as a result of the proposed change in facilities and what broadcast service is already available to such areas and populations.

3. To determine whether the granting of the application would be consistent with the policy announced by the Commission with respect to authorizations involving the use of critical materials (see Commission's Memorandum Opinion dated February 23, 1942, Mimeograph No. 58106).

4. To determine whether, in view of the facts shown on all of the issues, public interest, convenience, or necessity would be served by the granting of the above-entitled application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-2230; Filed, March 14, 1942;
11:40 a. m.]

FEDERAL POWER COMMISSION.

[Project No. 120]

IN THE MATTER OF SOUTHERN CALIFORNIA EDISON COMPANY LTD.

ORDER PERMITTING WITHDRAWAL OF APPLICATION AND TERMINATING PROCEEDINGS

MARCH 13, 1942

It appearing that:

(a) Pursuant to application therefor, the Commission on July 13, 1941, ordered that a rehearing be held on the Commission's May 20, 1941, order authorizing amendment of license for Project No. 120 held by Southern California Edison Company Ltd., and by subsequent orders the time for rehearing was postponed to July 13, 1942;

(b) The company, on January 5, 1942, filed a request for withdrawal of its application for rehearing and asked that the license for Project No. 120 be amended as previously ordered by the Commission;

It is ordered, That:

The request of Southern California Edison Company Ltd. for withdrawal of its application for rehearing is hereby granted, and proceedings in connection with said rehearing are hereby terminated.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 42-2201; Filed, March 14, 1942;
10:04 a. m.]

